

NINETEENTH DAY - JANUARY 30, 2007

LEGISLATIVE JOURNAL

**ONE HUNDREDTH LEGISLATURE
FIRST SESSION**

NINETEENTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 30, 2007

PRAYER

The prayer was offered by Father Robert Tucker, Cathedral of the Risen Christ, Lincoln.

ROLL CALL

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

The roll was called and all members were present except Senator Pedersen who was excused; and Senators Johnson, Nantkes, and Raikes who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the eighteenth day was approved.

**COMMITTEE REPORTS
Enrollment and Review**

LEGISLATIVE BILL 111. Placed on Select File - ER8011.
ER8011

- 1 1. On page 3, line 10, strike "Service, Food", show the
- 2 old matter as stricken, and insert "Service/Food"; and in line 25
- 3 after "Ordinance" insert ", 2005 Revision".
- 4 2. On page 6, line 15, strike the new matter and
- 5 reinstate the stricken matter.
- 6 3. On page 11, lines 1, 10, 14, 20, and 25 and 26, strike
- 7 "Nebraska Pasteurized Milk Law", show as stricken, and insert
- 8 "act".
- 9 4. On page 12, line 22, strike "(9)" and insert
- 10 "(9)(a)"; and in line 25 after "fees" insert "as provided in
- 11 this subsection".
- 12 5. On page 12, line 26; and page 13, lines 16 and 27,
- 13 strike "(a)" and insert "(b)".
- 14 6. On page 13, line 11, strike "(b)" and insert "(c)";
- 15 and in line 14 strike "(c)" and insert "(d)".

- 16 7. On page 15, line 9, strike "such law", show as
 17 stricken, and insert "the act".
- 18 8. On page 18, line 3, after "health" insert an
 19 underscored semicolon.
- 20 9. On page 22, line 1, after "Ordinance" insert ", 2005
 21 Revision".
- 22 10. On page 23, line 19, strike "2-3916", show as
 23 stricken, and insert "16 of this act".
- 1 11. On page 24, line 7, strike the first "section".
- 2 12. On page 27, line 25, strike "shall be provided" and
 3 show as stricken.
- 4 13. On page 34, line 25, strike "; and", show as
 5 stricken, and insert an underscored period.

LEGISLATIVE BILL 110. Placed on Select File - ER8005.
 ER8005

- 1 1. On page 1, line 3, after the first semicolon insert
 2 "to provide penalties;"; in line 5 strike "and"; and in line 8
 3 after "Nebraska" insert "; and to declare an emergency".
- 4 2. On page 3, line 2, strike "director" and insert
 5 "Director of Agriculture".

LEGISLATIVE BILL 148. Placed on Select File - ER8007.
 ER8007

- 1 1. Strike the original sections and all amendments
 2 thereto and insert the following sections:
- 3 Section 1. Section 60-6,301, Reissue Revised Statutes of
 4 Nebraska, is amended to read:
- 5 60-6,301 When any motor vehicle, semitrailer, or trailer
 6 is operated upon the highways of this state carrying a load in
 7 excess of the maximum weight permitted by section 60-6,294, the
 8 load shall be reduced or shifted to within such maximum tolerance
 9 before being permitted to operate on any public highway of this
 10 state, except that:
- 11 (1) If any motor vehicle, semitrailer, or trailer exceeds
 12 the maximum load on only one axle, only one tandem axle, or only
 13 one group of axles when (a) the distance between the first and last
 14 axle of such group of axles is twelve feet or less, (b) the excess
 15 axle load is no more than five percent in excess of the maximum
 16 load for such axle, tandem axle, or group of axles permitted by
 17 such section, while the vehicle or combination of vehicles is
 18 within the maximum gross load, and (c) the load on such vehicle is
 19 such that it can be shifted or the configuration of the vehicle can
 20 be changed so that all axles, tandem axle, or groups of axles are
 21 within the maximum permissible limit for such axle, tandem axle, or
 22 group of axles, such shift or change of configuration may be made
 23 without penalty;
- 1 (2) Any motor vehicle, semitrailer, or trailer carrying
 2 only a load of livestock may exceed the maximum load as permitted

3 by such section on only one axle, only one tandem axle, or only one
4 group of axles when the distance between the first and last axle
5 of the group of axles is six feet or less if the excess load on
6 the axle, tandem axle, or group of axles is caused by a shifting
7 of the weight of the livestock by the livestock and if the vehicle
8 or combination of vehicles is within the maximum gross load as
9 permitted by such section;

10 (3) With a permit issued by the Department of Roads
11 or the Nebraska State Patrol, a truck with an enclosed body and
12 a compacting mechanism, designed and used exclusively for the
13 collection and transportation of garbage or refuse, may exceed the
14 maximum load as permitted by such section by no more than twenty
15 percent on only one axle, only one tandem axle, or only one group
16 of axles when the vehicle is laden with garbage or refuse if the
17 vehicle is within the maximum gross load as permitted by such
18 section. There shall be a permit fee of ten dollars per month or
19 one hundred dollars per year. The permit may be issued for one or
20 more months up to one year, and the term of applicability shall be
21 stated on the permit;

22 (4) Any motor vehicle, semitrailer, or trailer carrying
23 any kind of a load, including livestock, which exceeds the legal
24 maximum gross load by five percent or less may proceed on its
25 itinerary and unload the cargo carried thereon to the maximum legal
26 gross weight at the first unloading facility on the itinerary where
27 the cargo can be properly protected. All material so unloaded shall
1 be cared for by the owner or operator of such vehicle at the risk
2 of such owner or operator; and

3 (5) Any motor vehicle, semitrailer, or trailer carrying
4 grain or other seasonally harvested products may operate from
5 the field where such grain or products are harvested to storage,
6 market, or stockpile in the field or from stockpile to market or
7 factory up to seventy miles with a load that exceeds the maximum
8 load permitted by section 60-6,294 by fifteen percent on any tandem
9 axle, group of axles, and gross weight. Any truck with no more than
10 a single rear axle carrying grain or other seasonally harvested
11 products may operate from the field where such grain or products
12 are harvested to storage, market, or stockpile in the field or
13 from stockpile to market or factory up to seventy miles with a
14 load that exceeds the maximum load permitted by section 60-6,294
15 by fifteen percent on any single axle and gross weight. The owner
16 or a representative of the owner of the agricultural product shall
17 furnish the driver of the loaded vehicle a signed statement of
18 origin and destination.

19 Nothing in this section shall be construed to permit
20 to be operated on the National System of Interstate and Defense
21 Highways any vehicle or combination of vehicles which exceeds any
22 of the weight limitations applicable to such system as contained in
23 section 60-6,294.

24 If the maximum legal gross weight or axle weight of any

25 vehicle is exceeded by five percent or less and the arresting peace
 26 officer or carrier enforcement officer has reason to believe that
 27 such excessive weight is caused by snow, ice, or rain, the officer
 1 may issue a warning citation to the operator.

- 2 Sec. 2. Original section 60-6,301, Reissue Revised
 3 Statutes of Nebraska, is repealed.

LEGISLATIVE BILL 206. Placed on Select File - ER8006.
 ER8006

- 1 1. On page 1, line 3, strike the semicolon and insert a
 2 comma.

LEGISLATIVE BILL 207. Placed on Select File.

LEGISLATIVE BILL 35. Placed on Select File.

LEGISLATIVE BILL 43. Placed on Select File - ER8010.
 ER8010

- 1 1. Strike the original section and all amendments thereto
 2 and insert the following section:
 3 Section 1. For purposes of this section, the definitions
 4 in section 39-1302 apply.
 5 The Department of Roads shall issue permits which
 6 authorize and regulate the mowing and harvesting of hay on the
 7 right-of-way of highways of the state highway system. The applicant
 8 for a permit shall be informed in writing and shall sign a release
 9 acknowledging (1) that he or she will assume all risk and liability
 10 for hay quality and for any accidents and damages that may occur as
 11 a result of the work and (2) that the State of Nebraska assumes no
 12 liability for the hay quality or for work done by the permittee.
 13 The owner or the owner's assignee of land abutting the right-of-way
 14 shall have priority to receive a permit for such land under this
 15 section until July 30 of each year. Applicants who are not owners
 16 of abutting land shall be limited to a permit for five miles of
 17 right-of-way per year. The department shall allow mowing and hay
 18 harvesting on or after July 15 of every other year unless haying
 19 was completed the year prior due to drought or other declaration.
 20 The department shall charge a permit fee in an amount calculated to
 21 defray the costs of administering this section. All fees received
 22 under this section shall be remitted to the State Treasurer for
 23 credit to the Highway Cash Fund. The department shall adopt and
 1 promulgate rules and regulations to carry out this section.

LEGISLATIVE BILL 315. Placed on Select File.

LEGISLATIVE BILL 305. Placed on Select File.

(Signed) Amanda McGill, Chairperson

NOTICE OF COMMITTEE HEARINGS
Health and Human Services
 Room 1510

LB 400	Wednesday, February 7, 2007	1:30 p.m.
LB 426	Wednesday, February 7, 2007	1:30 p.m.
LB 451	Wednesday, February 7, 2007	1:30 p.m.
LB 550	Wednesday, February 7, 2007	1:30 p.m.
LB 577	Wednesday, February 7, 2007	1:30 p.m.
LB 675	Wednesday, February 7, 2007	1:30 p.m.
LB 398	Thursday, February 8, 2007	1:30 p.m.
LB 399	Thursday, February 8, 2007	1:30 p.m.
LB 479	Thursday, February 8, 2007	1:30 p.m.

(Signed) Joel Johnson, Chairperson

COMMITTEE REPORT
Nebraska Retirement Systems

The Nebraska Retirement Systems 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.

John Dinkel - Nebraska Investment Council
 Richard DeFusco - Nebraska Investment Council

VOTE: Aye: Erdman, Heidemann, Karpisek, Louden, Synowiecki, White.
 Nay: None. Absent: None.

(Signed) John Synowiecki, Chairperson

MOTION - Print in Journal

Senator McDonald filed the following motion to LB 146:
 Withdraw LB 146.

MOTION - Approve Appointments

Senator Louden moved the adoption of the Natural Resources Committee report for the confirmation of the following appointment(s) found on page 386:

Nebraska Ethanol Board
 Mark McColley
 Michael S. Thede

Voting in the affirmative, 43:

Adams	Dubas	Harms	Louden	Rogert
Aguilar	Engel	Heidemann	McDonald	Schimek
Ashford	Erdman	Howard	McGill	Stuthman
Avery	Fischer	Hudkins	Mines	Synowiecki
Burling	Flood	Janssen	Nelson	Wallman
Carlson	Friend	Karpisek	Pahls	White
Christensen	Fulton	Kopplin	Pankonin	Wightman
Cornett	Gay	Langemeier	Pirsch	
Dierks	Hansen	Lathrop	Preister	

Voting in the negative, 0.

Present and not voting, 2:

Chambers Kruse

Excused and not voting, 4:

Johnson Nantkes Pedersen Raikes

The appointments were confirmed with 43 ayes, 0 nays, 2 present and not voting, and 4 excused and not voting.

BILLS ON FINAL READING

The following bills were read and put upon final passage:

LEGISLATIVE BILL 1.

A BILL FOR AN ACT relating to picketing; to amend sections 28-1317 and 28-1318, Reissue Revised Statutes of Nebraska; to remove language held unconstitutional in United Food and Commercial Workers International Union, AFL-CIO, CLC v. IBP, Inc., 857 F.2d 422; and to repeal the original sections.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?'"

Voting in the affirmative, 47:

Adams	Dubas	Heidemann	Louden	Rogert
Aguilar	Engel	Howard	McDonald	Schimek
Ashford	Erdman	Hudkins	McGill	Stuthman
Avery	Fischer	Janssen	Mines	Synowiecki
Burling	Flood	Johnson	Nelson	Wallman
Carlson	Friend	Karpisek	Pahls	White
Chambers	Fulton	Kopplin	Pankonin	Wightman
Christensen	Gay	Kruse	Pirsch	
Cornett	Hansen	Langemeier	Preister	
Dierks	Harms	Lathrop	Raikes	

Voting in the negative, 0.

Excused and not voting, 2:

Nantkes Pedersen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 2.

A BILL FOR AN ACT relating to appropriations; to repeal sections that are obsolete; and to outright repeal sections 90-528, 90-529, and 90-530, Revised Statutes Cumulative Supplement, 2006.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adams	Dubas	Heidemann	Louden	Rogert
Aguilar	Engel	Howard	McDonald	Schimek
Ashford	Erdman	Hudkins	McGill	Stuthman
Avery	Fischer	Janssen	Mines	Synowiecki
Burling	Flood	Johnson	Nelson	Wallman
Carlson	Friend	Karpisek	Pahls	White
Chambers	Fulton	Kopplin	Pankonin	Wightman
Christensen	Gay	Kruse	Pirsch	
Cornett	Hansen	Langemeier	Preister	
Dierks	Harms	Lathrop	Raikes	

Voting in the negative, 0.

Excused and not voting, 2:

Nantkes Pedersen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 26.

A BILL FOR AN ACT relating to the Nebraska Real Estate License Act; to amend section 81-885.01, Reissue Revised Statutes of Nebraska; to redefine a term; and to repeal the original section.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass?' "

Voting in the affirmative, 47:

Adams	Dubas	Heidemann	Louden	Rogert
Aguilar	Engel	Howard	McDonald	Schimek
Ashford	Erdman	Hudkins	McGill	Stuthman
Avery	Fischer	Janssen	Mines	Synowiecki
Burling	Flood	Johnson	Nelson	Wallman
Carlson	Friend	Karpisek	Pahls	White
Chambers	Fulton	Kopplin	Pankonin	Wightman
Christensen	Gay	Kruse	Pirsch	
Cornett	Hansen	Langemeier	Preister	
Dierks	Harms	Lathrop	Raikes	

Voting in the negative, 0.

Excused and not voting, 2:

Nantkes Pedersen

A constitutional majority having voted in the affirmative, the bill was declared passed and the title agreed to.

LEGISLATIVE BILL 21. With Emergency.

A BILL FOR AN ACT relating to the Tax Equity and Educational Opportunities Support Act; to amend sections 79-1007.02 and 79-1007.10, Revised Statutes Cumulative Supplement, 2006, and sections 79-1022, 79-1026, 79-1027, and 79-1031.01, Revised Statutes Cumulative Supplement, 2006, as affected by Referendum 2006, No. 422; to change provisions relating to cost growth factor; to harmonize provisions; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?' "

Voting in the affirmative, 47:

Adams	Dubas	Heidemann	Louden	Rogert
Aguilar	Engel	Howard	McDonald	Schimek
Ashford	Erdman	Hudkins	McGill	Stuthman
Avery	Fischer	Janssen	Mines	Synowiecki
Burling	Flood	Johnson	Nelson	Wallman
Carlson	Friend	Karpisek	Pahls	White
Chambers	Fulton	Kopplin	Pankonin	Wightman
Christensen	Gay	Kruse	Pirsch	
Cornett	Hansen	Langemeier	Preister	
Dierks	Harms	Lathrop	Raikes	

Voting in the negative, 0.

Excused and not voting, 2:

Nantkes Pedersen

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

LEGISLATIVE BILL 24. With Emergency.

A BILL FOR AN ACT relating to accountants; to amend section 1-136.02, Reissue Revised Statutes of Nebraska, and section 1-124, Revised Statutes Cumulative Supplement, 2006; to change provisions relating to a reciprocal certificate as a certified public accountant and an experience requirement; to repeal the original sections; and to declare an emergency.

Whereupon the President stated: "All provisions of law relative to procedure having been complied with, the question is, 'Shall the bill pass with the emergency clause attached?'"

Voting in the affirmative, 47:

Adams	Dubas	Heidemann	Louden	Rogert
Aguilar	Engel	Howard	McDonald	Schimek
Ashford	Erdman	Hudkins	McGill	Stuthman
Avery	Fischer	Janssen	Mines	Synowiecki
Burling	Flood	Johnson	Nelson	Wallman
Carlson	Friend	Karpisek	Pahls	White
Chambers	Fulton	Kopplin	Pankonin	Wightman
Christensen	Gay	Kruse	Pirsch	
Cornett	Hansen	Langemeier	Preister	
Dierks	Harms	Lathrop	Raikes	

Voting in the negative, 0.

Excused and not voting, 2:

Nantkes Pedersen

A constitutional two-thirds majority having voted in the affirmative, the bill was declared passed with the emergency clause and the title agreed to.

SELECT FILE

LEGISLATIVE BILL 341. ER8009, found on page 405, was adopted.

Advanced to E & R for engrossment.

LEGISLATIVE BILL 25. ER8000, printed separately and referred to on page 349, was adopted.

Senator Kopplin offered the following amendment:

FA6

Strike section 1.

Senator Kopplin withdrew his amendment.

Senator Cornett offered the following amendment:

FA7

On page 2, line 19, strike "animal" and insert "dog", and strike the second "animal" and insert "canine species".

The Cornett amendment was adopted with 34 ayes, 0 nays, 11 present and not voting, and 4 excused and not voting.

Senator Langemeier moved for a call of the house. The motion prevailed with 37 ayes, 0 nays, and 12 not voting.

Senator Kopplin requested a roll call vote on the advancement of the bill.

Voting in the affirmative, 31:

Adams	Cornett	Hansen	McDonald	Rogert
Aguilar	Erdman	Harms	McGill	Synowiecki
Ashford	Fischer	Janssen	Mines	Wightman
Burling	Flood	Johnson	Pahls	
Carlson	Friend	Karpisek	Pankonin	
Chambers	Fulton	Langemeier	Pirsch	
Christensen	Gay	Louden	Preister	

Voting in the negative, 3:

Kruse	Schimek	Stuthman
-------	---------	----------

Present and not voting, 12:

Dierks	Heidemann	Kopplin	Raikes
Dubas	Howard	Lathrop	Wallman
Engel	Hudkins	Nelson	White

Excused and not voting, 3:

Avery	Nantkes	Pedersen
-------	---------	----------

Advanced to E & R for engrossment with 31 ayes, 3 nays, 12 present and not voting, and 3 excused and not voting.

The Chair declared the call raised.

PRESIDENT SIGNED

While the Legislature was in session and capable of transacting business, the President signed the following: LBs 1, 2, 26, 21, and 24.

RESOLUTIONS

Pursuant to Rule 4, Sec. 5(b), LRs 16, 17, 18, 19, 20, and 21 were adopted.

PRESIDENT SIGNED

While the Legislature was in session and capable of transacting business, the President signed the following: LRs 16, 17, 18, 19, 20, and 21.

SELECT FILE

LEGISLATIVE BILL 79. Advanced to E & R for engrossment.

LEGISLATIVE BILL 161. Advanced to E & R for engrossment.

LEGISLATIVE BILL 11. Advanced to E & R for engrossment.

LEGISLATIVE BILL 28. Advanced to E & R for engrossment.

LEGISLATIVE BILL 80. ER8003, found on page 379, was adopted.

Advanced to E & R for engrossment.

LEGISLATIVE BILL 94. Advanced to E & R for engrossment.

LEGISLATIVE BILL 167. ER8001, printed separately and referred to on page 383, was adopted.

Advanced to E & R for engrossment.

LEGISLATIVE BILL 44. ER8002, found on page 383, was adopted.

Advanced to E & R for engrossment.

LEGISLATIVE BILL 115. Advanced to E & R for engrossment.

GENERAL FILE

LEGISLATIVE BILL 166. Title read. Considered.

Committee AM45, printed separately and referred to on page 338, was considered.

Senator Janssen renewed his amendment, AM105, found on page 394, to the

committee amendment.

The Janssen amendment was adopted with 38 ayes, 0 nays, 7 present and not voting, and 4 excused and not voting.

The committee amendment, as amended, was adopted with 29 ayes, 0 nays, 16 present and not voting, and 4 excused and not voting.

Senator Raikes offered the following amendment:

AM157

1 1. On page 11, line 18, before the semicolon insert "
 2 except that no additional tax shall be added to the tax roll for
 3 any preceding years if the parcel was disqualified solely due the
 4 revision to the definition of agricultural land and horticultural
 5 land in section 77-1359 by Laws 2006, LB 808"; and in line 22
 6 before the period insert "except that no additional tax shall
 7 be added to the tax roll for any preceding years if the parcel
 8 was disqualified solely due the revision to the definition of
 9 agricultural land and horticultural land in section 77-1359 by Laws
 10 2006, LB 808".

The Raikes amendment was adopted with 29 ayes, 0 nays, 16 present and not voting, and 4 excused and not voting.

Advanced to E & R for review with 34 ayes, 0 nays, 11 present and not voting, and 4 excused and not voting.

LEGISLATIVE BILL 333. Title read. Considered.

Committee AM90, found on page 373, was adopted with 31 ayes, 0 nays, 16 present and not voting, and 2 excused and not voting.

Advanced to E & R for review with 38 ayes, 0 nays, 9 present and not voting, and 2 excused and not voting.

LEGISLATIVE BILL 99. Title read. Considered.

Senator Chambers offered the following motion:

Indefinitely postpone LB 99.

Senator Flood asked unanimous consent to bracket LB 99 to February 1, 2007. No objections. So ordered.

COMMITTEE REPORTS Banking, Commerce and Insurance

LEGISLATIVE BILL 191. Placed on General File.

LEGISLATIVE BILL 117. Placed on General File - Com AM137.

(Amendment is printed separately and available in the Bill Room, Room 1104.)

(Signed) Rich Pahls, Chairperson

Judiciary

LEGISLATIVE BILL 97. Placed on General File.

LEGISLATIVE BILL 67. Placed on General File - Com AM142.
AM142

- 1 1. On page 2, after line 14, insert the following:
- 2 "No person shall be guilty of contempt of court pursuant
- 3 to section 25-1629.02 for failing to respond to a summons sent by
- 4 first-class mail."

LEGISLATIVE BILL 290. Placed on General File.

(Signed) Brad Ashford, Chairperson

RESOLUTIONS

LEGISLATIVE RESOLUTION 24. Introduced by Heidemann, 1.

WHEREAS, the Auburn Bulldogs won the Class C-1 State Football Championship; and

WHEREAS, the Bulldogs compiled a season record of thirteen wins and zero losses; and

WHEREAS, the outstanding individual players, as well as the entire football team, should be recognized for their excellent football season; and

WHEREAS, we should continue to recognize the achievements of our young people in all positive areas of endeavor.

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

1. That Troy Williams, Tommy Parrish, Blake Bans, Dana Mellage, Ryan Mertes, Phillip Byfield, Garret Collin, Nate Teten, Wes Wredt, Grant Cole, Josh Jones, Seth McAtee, Jake Dea, Jason Teten, Trent Jones, Kyle McLaughlin, Luke Lundy, B. J. Wheeler, Alex Chubick, Justin Lane, Seth Kubik, Ryan Kahanca, Garret McMann, Josey Whisler, Kiefer Coatney, Brent Sherman, Royce Johnson, Chris Boden, Justin Kahanca, Travis Cole, Quentin Kieler, Joel Wilson, Zac Palmerton, Josh Garver, Caleb Carnahan, Bryce Perry, Scott McAlexander, Ryan Allgood, Josh Rezab, Ted Fischer, Spenser Mason, Nick Mann, and Drew Tanner be congratulated for their achievement in claiming the Class C-1 State Football Title.

2. That coaches Mark Oliver, Khris Buckner, Dave Carlson, Brett Schnitzer, and Mike Vinson be applauded for their efforts in teaching and providing guidance to the young men on the team.

3. That a copy of this resolution be sent to Head Coach Mark Oliver.

Laid over.

LEGISLATIVE RESOLUTION 25. Introduced by Heidemann, 1.

WHEREAS, the Johnson-Brock High School One-Act Play won the Class D State Championship; and

WHEREAS, Laurel Butler, Mark Neddenriep, Madison Rippe, and Matt Dierking were recognized with Outstanding Performance Awards; and

WHEREAS, Mark Neddenriep was chosen the Best Male Actor in Class D; and

WHEREAS, the outstanding individual actors and actresses, as well as the entire One-Act Play team, should be recognized for their excellent season; and

WHEREAS, we should continue to recognize the achievements of our young people in all positive areas of endeavor.

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

1. That Jamie Weiss, Zachary Volker, Josh Adams, Mark Neddenriep, Laurel Butler, Tara Meyer, Deborah Steadman, Shelby Jones, Madison Rippe, Matt Dierking, Larry Edwards, Cameron Jeanneret, Cortney Sommerhalder, Ana Cathart, Tyler Westerfield, Jimmie Bunting, Jordein McCoy, Elea Shaffer, Amy Jeanneret, Kendall Comstock, Chelsea Johnson, Jordan Broady, Brooke Wininger, Line Gauteplass, Brooke De La Cruz, Kelsey Hasselbring, Chelsea Christensen, Melanie Moerer, and Hans Christensen be congratulated for their achievement in claiming the Class D State One-Act Play title.

2. That drama coaches Tera Stutheit and Janelle Coady be applauded for their efforts in teaching and providing guidance to the young adults on the cast and crew.

3. That a copy of this resolution be sent to Head Drama Coach Tera Stutheit.

Laid over.

PRESENTED TO THE GOVERNOR

Presented to the Governor on January 30, 2007, at 10:23 a.m. were the following: LBs 1, 2, 26, 21e, and 24e.

(Signed) Jamie Kruse
Clerk of the Legislature's Office

COMMITTEE REPORTS
Enrollment and Review

LEGISLATIVE BILL 185. Placed on Select File.

LEGISLATIVE BILL 283. Placed on Select File.

Correctly Engrossed

The following bill was correctly engrossed: LB 341.

(Signed) Amanda McGill, Chairperson

NOTICE OF COMMITTEE HEARINGS
Transportation and Telecommunications
 Room 1113

LB 266	Monday, February 12, 2007	1:30 p.m.
LB 401	Monday, February 12, 2007	1:30 p.m.
LB 663	Monday, February 12, 2007	1:30 p.m.
LB 681	Monday, February 12, 2007	1:30 p.m.
LB 598	Tuesday, February 13, 2007	1:30 p.m.
LB 360	Tuesday, February 13, 2007	1:30 p.m.
LB 570	Tuesday, February 13, 2007	1:30 p.m.
LB 419	Tuesday, February 13, 2007	1:30 p.m.
LB 421	Tuesday, February 13, 2007	1:30 p.m.
LB 93	Tuesday, February 13, 2007	1:30 p.m.
LB 437	Tuesday, February 13, 2007	1:30 p.m.

(Signed) Deb Fischer, Chairperson

Revenue
 Room 1524

LB 485	Thursday, February 22, 2007 (cancel)	1:30 p.m.
--------	--------------------------------------	-----------

(Signed) Ray Janssen, Chairperson

Nebraska Retirement Systems
 Room 1525

LB 468	Monday, February 12, 2007 (cancel)	12:15 p.m.
--------	------------------------------------	------------

(Signed) John Synowiecki, Chairperson

MOTIONS - Print in Journal

Senator Loudon filed the following motion to LB 485:
 Withdraw LB 485.

Senator Chambers filed the following motion to LB 468:
 Withdraw LB 468.

AMENDMENTS - Print in Journal

Senator Heidemann filed the following amendment to LB 43:
AM134

(Amendments to E & R amendments, ER8010)

- 1 1. On page 1, line 12, after the period insert "The
- 2 applicant shall show proof of liability insurance of at least one
- 3 million dollars.".

Senator Mines filed the following amendment to LB 237:
FA8

On page 2, line 4, strike "sixty thousand" and insert "twenty five thousand"

Senators Hudkins and Hansen filed the following amendment to LB 291:
AM156

(Amendments to Standing Committee amendments, AM123)

- 1 1. Insert the following new amendments:
- 2 2. On page 2, strike beginning with the first "the" in
- 3 line 5 through "and" in line 8 and show as stricken; in line 8
- 4 reinstate the stricken matter and strike the new matter and strike
- 5 "citizens", show as stricken, and insert "members"; in lines 9, 11,
- 6 and 14 strike "citizen" and show as stricken; in line 15 after the
- 7 period insert "The Director of Environmental Quality, the Director
- 8 of Regulation and Licensure, the Director of Natural Resources,
- 9 the Director of Agriculture, and the secretary of the Game and
- 10 Parks Commission shall serve as ex officio nonvoting members of
- 11 the board."; and strike beginning with "eight" in line 17 through
- 12 "section" in line 18 and insert "nine members".
- 13 3. On page 3, after line 16 insert the following:
- 14 "(3) Of the nine members one appointee shall be appointed
- 15 at large.".
- 16 2. On page 1, line 5, strike "citizen" and show as
- 17 stricken.

UNANIMOUS CONSENT - Add Cointroducers

Senator Hudkins asked unanimous consent to add her name as cointroducer to LB 253. No objections. So ordered.

Senator Ashford asked unanimous consent to add his name as cointroducer to LB 392. No objections. So ordered.

Senator Johnson asked unanimous consent to add his name as cointroducer to LB 401. No objections. So ordered.

Senator Mines asked unanimous consent to add his name as cointroducer to LB 564. No objections. So ordered.

WITHDRAW - Cointroducer

Senator Hudkins withdrew her name as cointroducer to LB 330.

VISITORS

Visitor to the Chamber was Sarah Lentz from David City.

The Doctor of the Day was Dr. Komal Bhuller from Omaha.

ADJOURNMENT

At 11:59 a.m., on a motion by Senator Nantkes, the Legislature adjourned until 9:00 a.m., Wednesday, January 31, 2007.

Patrick J. O'Donnell
Clerk of the Legislature

