

FIFTH DAY - JANUARY 9, 2007

LEGISLATIVE JOURNAL

**ONE HUNDREDTH LEGISLATURE
FIRST SESSION**

FIFTH DAY

Legislative Chamber, Lincoln, Nebraska
Tuesday, January 9, 2007

PRAYER

The prayer was offered by Pastor Rick Snodgrass, Assembly of God Church, Wayne.

ROLL CALL

Pursuant to adjournment, the Legislature met at 11:00 a.m., President Sheehy presiding.

The roll was called and all members were present except Senator Pedersen who was excused.

CORRECTIONS FOR THE JOURNAL

The Journal for the fourth day was approved.

REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

LB/LR	Committee
LB 46	Agriculture
LB 57	Business and Labor
LB 58	Education
LB 59	Transportation and Telecommunications
LB 60	Revenue
LB 61	Government, Military and Veterans Affairs
LB 62	Banking, Commerce and Insurance
LB 63	Banking, Commerce and Insurance
LB 64	General Affairs
LB 65	Judiciary
LB 66	Education
LB 67	Judiciary
LB 68	Judiciary
LB 69	Agriculture
LB 70	Transportation and Telecommunications

LB 71	Appropriations
LB 72	Education
LB 73	Education
LB 74	Agriculture
LB 75	Judiciary
LB 76	Judiciary
LB 77	Business and Labor
LB 78	Judiciary
LB 79	Natural Resources
LB 80	Natural Resources
LB 81	Judiciary
LB 82	Health and Human Services
LB 83	Judiciary
LB 84	Transportation and Telecommunications
LB 85	Banking, Commerce and Insurance
LB 86	Health and Human Services
LB 87	Government, Military and Veterans Affairs
LB 88	Business and Labor
LB 89	Business and Labor
LB 90	Health and Human Services
LB 91	Education
LB 92	Judiciary
LB 93	Transportation and Telecommunications
LB 94	Revenue
LB 95	Education
LB 96	Judiciary
LB 97	Judiciary
LB 98	Revenue
LB 99	Judiciary
LB 100	Government, Military and Veterans Affairs
LB 101	Education
LB 102	Judiciary
LB 103	Health and Human Services
LB 104	Judiciary
LB 105	Appropriations
LB 106	Revenue
LB 107	Judiciary
LR 4CA	Judiciary
LR 5CA	Urban Affairs

(Signed) Pat Engel, Chairperson
Legislative Council, Executive Board

MESSAGE FROM THE GOVERNOR

December 14, 2006

Mr. President, Speaker Brashear
and Members of the Legislature
State Capitol Building
Lincoln, NE 68509

Dear Mr. President, Speaker Brashear and Senators:

Contingent upon your approval, the following individuals are being
reappointed to the Nebraska State Fair Board:

Sallie Atkins, HC 76, Box 4, Halsey NE 69142
Linda Lovgren, 2414 South 103rd, Omaha NE 68124

The aforementioned appointees are respectfully submitted for your
consideration. Copies of the appointment certificates and applications are
attached for your review.

Sincerely,
(Signed) Dave Heineman
Governor

Enclosures

ANNOUNCEMENTS

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

The Agriculture Committee elected Senator Dubas as Vice Chairperson.

The Appropriations Committee elected Senator Kruse as Vice Chairperson.

The Judiciary Committee elected Senator Lathrop as Vice Chairperson.

NOTICE OF COMMITTEE HEARINGS

Agriculture
Room 1524

LB 25	Tuesday, January 16, 2007	1:30 p.m.
LB 12	Tuesday, January 16, 2007	1:30 p.m.

(Signed) Philip Erdman, Chairperson

LEGISLATIVE BILL 181. Introduced by Kruse, 13.

A BILL FOR AN ACT relating to gaming; to eliminate a fee and tax on certain gaming activity adopted by Initiative 419; and to outright repeal sections 9-901, 9-902, 9-903, and 9-904, Revised Statutes Cumulative Supplement, 2006.

LEGISLATIVE BILL 182. Introduced by Kruse, 13; Avery, 28; Harms, 48; Kopplin, 3; Lathrop, 12; McDonald, 41; McGill, 26; Nantkes, 46; Nelson, 6; Pahls, 31; Stuthman, 22; Wightman, 36.

A BILL FOR AN ACT relating to public transportation; to amend sections 13-1209 and 39-1365.02, Reissue Revised Statutes of Nebraska; to provide limitations on state grants; to provide a duty to report; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 183. Introduced by Carlson, 38; Adams, 24; Christensen, 44; Cornett, 45; Hansen, 42.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2716, Revised Statutes Cumulative Supplement, 2006; to exclude military retirement benefits from income taxation; and to repeal the original section.

LEGISLATIVE BILL 184. Introduced by Carlson, 38; Adams, 24; Christensen, 44; Dubas, 34; Hansen, 42; Stuthman, 22; Wallman, 30; Wightman, 36.

A BILL FOR AN ACT relating to hunting and fishing permits; to amend section 37-405, Reissue Revised Statutes of Nebraska, and sections 37-420, 37-421, and 37-421.01, Revised Statutes Cumulative Supplement, 2006; to change provisions relating to hunting and fishing permits for Nebraska residents in active military service and veterans; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 185. Introduced by Health and Human Services Committee: Johnson, 37, Chairperson; Erdman, 47; Gay, 14; Hansen, 42; Howard, 9; Pankonin, 2; Stuthman, 22.

A BILL FOR AN ACT relating to health and human services; to amend sections 71-629, 71-6726, and 71-6733, Reissue Revised Statutes of Nebraska, and sections 68-906, 68-919, 68-921, 71-6039, 81-647, and 81-671, Revised Statutes Cumulative Supplement, 2006; to change provisions relating to the Medical Assistance Act, birth certificates, nursing assistants, medication aides, and the cancer registry; to change provisions relating to recovery of medical assistance; to harmonize provisions; to provide operative dates; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 186. Introduced by Langemeier, 23.

A BILL FOR AN ACT relating to real property appraisers; to amend sections 76-2210, 76-2210.01, 76-2210.02, 76-2213, 76-2213.01, 76-2217.01, 76-2226, 76-2228, 76-2228.01, 76-2229, 76-2229.01, 76-2230, 76-2231.01, 76-2232, 76-2233, 76-2233.01, 76-2241, 76-2242, and 77-5004, Revised Statutes Cumulative Supplement, 2006; to change provisions relating to credentialing of real property appraisers; to update references; to delete obsolete provisions; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 187. Introduced by Mines, 18.

A BILL FOR AN ACT relating to the Interlocal Cooperation Act; to amend section 13-804, Revised Statutes Cumulative Supplement, 2006; to prohibit certain interlocal agreements; and to repeal the original section.

LEGISLATIVE BILL 188. Introduced by Mines, 18.

A BILL FOR AN ACT relating to motor vehicle service contracts; to amend section 44-3522, Revised Statutes Cumulative Supplement, 2006; to eliminate a notice requirement; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 189. Introduced by Mines, 18.

A BILL FOR AN ACT relating to the Nebraska Uniform Trust Code; to amend sections 30-3803 and 30-3867, Revised Statutes Cumulative Supplement, 2006; to redefine a term and change provisions relating to the duty of loyalty; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 190. Introduced by Mines, 18.

A BILL FOR AN ACT relating to consumer reporting agencies; to provide requirements for a security freeze on a credit report; and to provide powers and duties.

LEGISLATIVE BILL 191. Introduced by Mines, 18; Johnson, 37; Pahls, 31; White, 8.

A BILL FOR AN ACT relating to corporations; to amend sections 21-2095 and 44-211, Reissue Revised Statutes of Nebraska; to change provisions relating to directors; to harmonize provisions; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 192. Introduced by Harms, 48.

A BILL FOR AN ACT relating to postsecondary education; to amend

section 85-1412, Revised Statutes Cumulative Supplement, 2006; to adopt the Access College Early Scholarship Program Act; to eliminate the Community Scholarship Foundation Program Act; to harmonize provisions; to repeal the original section; and to outright repeal sections 85-2001, 85-2002, 85-2003, 85-2004, 85-2005, 85-2006, 85-2007, 85-2008, 85-2009, and 85-2010, Revised Statutes Cumulative Supplement, 2006.

LEGISLATIVE BILL 193. Introduced by Howard, 9.

A BILL FOR AN ACT relating to teachers and administrators; to amend section 79-807, Reissue Revised Statutes of Nebraska; to permit the creation of a special authorization; to specify requirements; to prescribe duties; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 194. Introduced by Pahls, 31.

A BILL FOR AN ACT relating to the Uniform Licensing Law; to amend sections 71-147.02, 71-150, 71-154, 71-155, 71-161.03, 71-168.01, 71-171, and 71-3,173, Reissue Revised Statutes of Nebraska, and section 71-101, Revised Statutes Cumulative Supplement, 2006; to change provisions relating to rules and regulations and certain disciplinary actions; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 195. Introduced by Preister, 5.

A BILL FOR AN ACT relating to the Nebraska State Quarter; to outright repeal section 90-120, Revised Statutes Cumulative Supplement, 2006.

LEGISLATIVE BILL 196. Introduced by Schimek, 27.

A BILL FOR AN ACT relating to authorized emergency vehicles; to amend sections 55-133, 60-610, 60-6,230, and 60-6,231, Reissue Revised Statutes of Nebraska; to authorize the designation of certain vehicles as military emergency vehicles; to modify terms; to authorize use of lights for convoy control purposes; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 197. Introduced by Schimek, 27.

A BILL FOR AN ACT relating to the Political Subdivisions Tort Claims Act; to amend sections 13-919 and 13-920, Reissue Revised Statutes of Nebraska; to change provisions relating to the limitation of actions for certain political subdivisions; and to repeal the original sections.

LEGISLATIVE BILL 198. Introduced by Schimek, 27.

A BILL FOR AN ACT relating to the Nebraska Political Accountability and Disclosure Act; to amend section 49-1474.02, Revised Statutes Cumulative Supplement, 2006; to change requirements for campaign messages; and to

repeal the original section.

LEGISLATIVE BILL 199. Introduced by Schimek, 27.

A BILL FOR AN ACT relating to public bodies; to amend sections 18-2420, 18-2425, 18-2436, and 18-2439, Reissue Revised Statutes of Nebraska, and sections 18-2410, 18-2438, and 84-1411, Revised Statutes Cumulative Supplement, 2006; to change provisions relating to municipal cooperative financing and open meetings; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 200. Introduced by Burling, 33; Heidemann, 1.

A BILL FOR AN ACT relating to agriculture; to amend section 2-2701.01, Reissue Revised Statutes of Nebraska; to change provisions relating to tractor testing; and to repeal the original section.

LEGISLATIVE BILL 201. Introduced by Fischer, 43.

A BILL FOR AN ACT relating to motor vehicles; to amend section 60-3,171, Revised Statutes Cumulative Supplement, 2006; to change the penalty for false information relating to motor vehicle registration; and to repeal the original section.

LEGISLATIVE BILL 202. Introduced by Loudon, 49; Christensen, 44; Fischer, 43; Heidemann, 1.

A BILL FOR AN ACT relating to the Integrated Solid Waste Management Act; to amend section 13-2001, Revised Statutes Cumulative Supplement, 2006; to define a term; to prohibit certain liens; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 203. Introduced by Gay, 14.

A BILL FOR AN ACT relating to health care facilities; to amend sections 71-452, 71-453, and 71-6021, Reissue Revised Statutes of Nebraska, and section 71-401, Revised Statutes Cumulative Supplement, 2006; to provide for an informal conference process; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 204. Introduced by Synowiecki, 7; Lathrop, 12; Nantkes, 46.

A BILL FOR AN ACT relating to labor; to amend sections 48-2102, 48-2104, 48-2107, 48-2114, and 48-2115, Reissue Revised Statutes of Nebraska; to change provisions relating to the Contractor Registration Act; and to repeal the original sections.

LEGISLATIVE BILL 205. Introduced by Howard, 9; Ashford, 20; Avery,

28; Hudkins, 21; Kopplin, 3; Kruse, 13; Nantkes, 46; Preister, 5.

A BILL FOR AN ACT relating to schools; to amend section 79-267, Revised Statutes Cumulative Supplement, 2006; to provide for a bullying policy; to change provisions relating to student discipline; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 206. Introduced by Friend, 10.

A BILL FOR AN ACT relating to cities of the metropolitan class; to amend sections 14-553 and 14-554, Reissue Revised Statutes of Nebraska; and section 14-1821, Revised Statutes Cumulative Supplement, 2006; to change and eliminate provisions regarding the city treasurer; to eliminate the requirement of county treasurer serving as ex officio city treasurer; to repeal the original sections; and to outright repeal sections 14-551, 14-552, and 14-561, Reissue Revised Statutes of Nebraska, and section 14-555, Revised Statutes Cumulative Supplement, 2006.

LEGISLATIVE BILL 207. Introduced by Friend, 10.

A BILL FOR AN ACT relating to public utilities; to amend sections 14-2110 and 14-2147, Reissue Revised Statutes of Nebraska, and sections 14-2109 and 14-2146, Revised Statutes Cumulative Supplement, 2006; to provide a power for the board of directors of a metropolitan utilities district; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 208. Introduced by Aguilar, 35.

A BILL FOR AN ACT relating to bonds; to amend section 52-118, Reissue Revised Statutes of Nebraska; to change a bond requirement for certain public building projects; and to repeal the original section.

LEGISLATIVE BILL 209. Introduced by Business and Labor Committee: Cornett, 45, Chairperson; Lathrop, 12; McGill, 26; Rogert, 16; Wallman, 30; White, 8.

A BILL FOR AN ACT relating to labor; to amend section 48-1809, Reissue Revised Statutes of Nebraska, and sections 48-418.09 and 48-2506, Revised Statutes Cumulative Supplement, 2006; to create and eliminate funds for elevator and conveyance inspection; to harmonize provisions; to provide operative dates; to repeal the original sections; to outright repeal sections 48-418.10 and 48-1810, Reissue Revised Statutes of Nebraska; and to declare an emergency.

LEGISLATIVE BILL 210. Introduced by Business and Labor Committee: Cornett, 45, Chairperson; McGill, 26; Rogert, 16; Wallman, 30.

A BILL FOR AN ACT relating to the Nebraska Workforce Investment Board; to amend section 48-1623, Reissue Revised Statutes of Nebraska; to

change the membership of the board as prescribed; and to repeal the original section.

LEGISLATIVE BILL 211. Introduced by Business and Labor Committee: Cornett, 45, Chairperson; Lathrop, 12; McGill, 26; Rogert, 16; Wallman, 30; White, 8.

A BILL FOR AN ACT relating to the Commission of Industrial Relations; to amend section 48-806, Reissue Revised Statutes of Nebraska; to change the judges' compensation; and to repeal the original section.

LEGISLATIVE BILL 212. Introduced by Rogert, 16; Flood, 19.

A BILL FOR AN ACT relating to counties; to authorize counties to enact ordinances as prescribed; and to provide powers and duties.

LEGISLATIVE BILL 213. Introduced by Ashford, 20.

A BILL FOR AN ACT relating to courts; to amend sections 24-514 and 25-2732, Reissue Revised Statutes of Nebraska; to change provisions relating to tape recorders and recording; and to repeal the original sections.

LEGISLATIVE BILL 214. Introduced by Ashford, 20.

A BILL FOR AN ACT relating to courts; to amend sections 23-1205, 24-516, and 29-509, Reissue Revised Statutes of Nebraska; to change provisions relating to compensation for an acting county attorney; to provide for county judge interchange as prescribed; to eliminate obsolete provisions relating to examination before the court; to harmonize provisions; to repeal the original sections; and to outright repeal sections 29-501, 29-502, and 29-503, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 215. Introduced by Ashford, 20.

A BILL FOR AN ACT relating to criminal law; to amend sections 28-105, 29-2204, 29-2520, 29-2522, 29-2524, and 83-1,105.01, Revised Statutes Cumulative Supplement, 2006; to change provisions relating to life imprisonment; and to repeal the original sections.

LEGISLATIVE BILL 216. Introduced by Ashford, 20.

A BILL FOR AN ACT relating to service dogs; to amend section 28-1009.01, Revised Statutes Cumulative Supplement, 2006; to change provisions relating to violence on a service dog; and to repeal the original section.

LEGISLATIVE BILL 217. Introduced by Ashford, 20.

A BILL FOR AN ACT relating to crimes and offenses; to amend section 28-1437, Revised Statutes Cumulative Supplement, 2006; to change provisions relating to unlawful acts regarding drug substances; and to repeal the original section.

LEGISLATIVE BILL 218. Introduced by Burling, 33; Hansen, 42; Schimek, 27; Wightman, 36.

A BILL FOR AN ACT relating to drugs and narcotics; to amend section 28-456, Revised Statutes Cumulative Supplement, 2006; to change provisions relating to the acquisition of certain drug products; and to repeal the original section.

LEGISLATIVE BILL 219. Introduced by Dierks, 40; Dubas, 34.

A BILL FOR AN ACT relating to schools; to amend section 79-458, Revised Statutes Cumulative Supplement, 2006; to change provisions relating to petitions to transfer land between school districts; and to repeal the original section.

LEGISLATIVE BILL 220. Introduced by Dierks, 40.

A BILL FOR AN ACT relating to medical liens; to amend section 52-401, Reissue Revised Statutes of Nebraska; to provide for liens for chiropractors; to repeal the original section; and to declare an emergency.

LEGISLATIVE BILL 221. Introduced by Lathrop, 12.

A BILL FOR AN ACT relating to legal procedure; to amend sections 42-353, 43-1101, and 43-1803, Reissue Revised Statutes of Nebraska; to change complaint and notice provisions from date to year of birth; and to repeal the original sections.

LEGISLATIVE BILL 222. Introduced by McGill, 26.

A BILL FOR AN ACT relating to the Nebraska Workers' Compensation Act; to amend section 48-121, Reissue Revised Statutes of Nebraska; to provide for compensation for permanent disfigurement or scarring as prescribed; and to repeal the original section.

LEGISLATIVE BILL 223. Introduced by Revenue Committee: Janssen, 15, Chairperson; Burling, 33; Cornett, 45; Dierks, 40; Langemeier, 23; Preister, 5; Raikes, 25.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-375, 77-3,112, 77-2701.35, 77-2703.04, 77-2712.03, 77-2790, 77-27,131, 77-27,190, 77-27,192, 77-3102, 77-3903, 77-3904, 77-4105, 77-4110, 77-4933, and 77-5542, Reissue Revised Statutes of Nebraska, and sections 77-2701, 77-2701.04, 77-2703, 77-2711, 77-2712.05, 77-2756,

77-27,187.01, 77-27,187.02, 77-27,188, 77-27,189, 77-5715, 77-5725, 77-5803, and 77-5904, Revised Statutes Cumulative Supplement, 2006; to change and eliminate sales and use tax provisions; to define and redefine terms; to change provisions relating to the streamlined sales and use tax agreement; to change tax incentive and reporting requirements laws; to define and redefine terms; to change provisions relating to the Tax Commissioner, disclosure of tax information to the Auditor of Public Accounts, withholding, deficiencies, security, nonresident contractors, and liens; to harmonize provisions; to provide operative dates; to repeal the original sections; and to outright repeal section 77-2703.02, Revised Statutes Cumulative Supplement, 2006.

LEGISLATIVE BILL 224. Introduced by Kopplin, 3.

A BILL FOR AN ACT relating to irrigation; to amend sections 46-602 and 46-706, Revised Statutes Cumulative Supplement, 2006; to impose a moratorium on new water wells as prescribed; to repeal the original sections; and to declare an emergency.

LEGISLATIVE BILL 225. Introduced by Friend, 10.

A BILL FOR AN ACT relating to law; to amend section 49-801, Reissue Revised Statutes of Nebraska; to provide for acknowledgment of satisfaction of judgment and for unsworn certification; to provide a penalty; to provide a duty for the Revisor of Statutes; to harmonize provisions; and to repeal the original section.

LEGISLATIVE BILL 226. Introduced by Cornett, 45.

A BILL FOR AN ACT relating to the Boiler Inspection Act; to amend sections 48-720, 48-722, and 48-731, Reissue Revised Statutes of Nebraska; to change provisions relating to boiler inspections; and to repeal the original sections.

LEGISLATIVE BILL 227. Introduced by Cornett, 45; McGill, 26.

A BILL FOR AN ACT relating to crimes and offenses; to amend sections 28-1008 and 28-1009, Revised Statutes Cumulative Supplement, 2006; to create the offense of intentional abandonment of an animal; to provide a penalty; and to repeal the original sections.

LEGISLATIVE BILL 228. Introduced by Synowiecki, 7.

A BILL FOR AN ACT relating to civil liability; to eliminate motor vehicle and aircraft guest statutes; to harmonize provisions; and to outright repeal sections 3-129.01, 25-21,237, and 25-21,238, Reissue Revised Statutes of Nebraska.

LEGISLATIVE BILL 229. Introduced by Wallman, 30; Carlson, 38;

Kopplin, 3; Preister, 5; Wightman, 36.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to the Department of Health and Human Services Finance and Support for developmental disability aid.

LEGISLATIVE BILL 230. Introduced by Raikes, 25.

A BILL FOR AN ACT relating to schools; to amend section 79-498, Reissue Revised Statutes of Nebraska, section 79-458, Revised Statutes Cumulative Supplement, 2006, and section 79-499, Revised Statutes Cumulative Supplement, 2006, as affected by Referendum 2006, No. 422; to change provisions relating to resident students for purposes of certain reorganizations as prescribed; to harmonize provisions; and to repeal the original sections.

LEGISLATIVE BILL 231. Introduced by Raikes, 25.

A BILL FOR AN ACT relating to education; to amend section 79-1102, Reissue Revised Statutes of Nebraska; to change provisions relating to the Early Childhood Training Center; and to repeal the original section.

LEGISLATIVE BILL 232. Introduced by Dubas, 34; Adams, 24; Aguilar, 35; Avery, 28; Carlson, 38; Dierks, 40; Karpisek, 32; Rogert, 16; White, 8.

A BILL FOR AN ACT relating to the Building Entrepreneurial Communities Act; to amend sections 81-12,126 and 81-12,127, Revised Statutes Cumulative Supplement, 2006; to change provisions relating to matching funds as prescribed; to define a term; and to repeal the original sections.

LEGISLATIVE BILL 233. Introduced by Pirsch, 4.

A BILL FOR AN ACT relating to public building commissions; to amend section 13-1303, Reissue Revised Statutes of Nebraska; to provide a residency requirement for certain members as prescribed; and to repeal the original section.

LEGISLATIVE BILL 234. Introduced by Dierks, 40; Karpisek, 32.

A BILL FOR AN ACT relating to schools; to provide for reorganization of certain school districts as prescribed; to provide a duty for the Revisor of Statutes; and to declare an emergency.

LEGISLATIVE BILL 235. Introduced by Nantkes, 46.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 37-201, 77-2701, and 77-2701.04, Revised Statutes Cumulative Supplement, 2006; to provide business incentives for film and music

production; to create the Film and Music Office; to provide powers and duties for the Game and Parks Commission and the Tax Commissioner; to harmonize provisions; to provide an operative date; and to repeal the original sections.

RESOLUTION

LEGISLATIVE RESOLUTION 6CA. Introduced by Avery, 28; Aguilar, 35; Fischer, 43; Flood, 19; Heidemann, 1; Janssen, 15; Johnson, 37; McGill, 26; Raikes, 25; Schimek, 27; Synowiecki, 7; Wightman, 36.

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

Section 1. At the general election in November 2008 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 XI, section 1:

XI-1 No city, county, town, precinct, municipality, or other ~~sub-division~~ subdivision of the state, shall ever become a subscriber to the capital stock, or owner of such stock, or any portion or interest therein of any railroad, or private corporation, or association, except that, notwithstanding any other provision of this Constitution, the Legislature may authorize the investment of the public endowment funds of cities, villages, school districts, public power districts, and other political subdivisions in the manner required of a prudent investor who shall act with care, skill, and diligence under the prevailing circumstance and in such investments as the governing body of such city, village, school district, public power district, and other political subdivision, acting in a fiduciary capacity for the exclusive purpose of protecting and benefiting such investment, may determine, subject to such limitations as the Legislature may by statute provide.

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 authorize the investment of the public endowment funds of cities, villages, school districts, public power districts, and other political subdivisions in such manner and in such investments as the governing body of such political subdivision may determine, subject to limitations by the Legislature.

For

Against.

Referred to the Reference Committee.

NOTICE OF COMMITTEE HEARINGS
Banking, Commerce and Insurance
 Room 1507

LB 24	Tuesday, January 16, 2007	1:30 p.m.
LB 63	Tuesday, January 16, 2007	1:30 p.m.
LB 26	Tuesday, January 16, 2007	1:30 p.m.
LB 62	Tuesday, January 16, 2007	1:30 p.m.

(Signed) Rich Pahls, Chairperson

Urban Affairs
 Room 1510

LB 11	Tuesday, January 16, 2007	1:30 p.m.
LB 28	Tuesday, January 16, 2007	1:30 p.m.

(Signed) Mike Friend, Chairperson

ANNOUNCEMENT

The Urban Affairs Committee elected Senator McGill as Vice Chairperson.

UNANIMOUS CONSENT - Add Cointroducers

Senator Howard asked unanimous consent to add her name as cointroducer to LB 9. No objections. So ordered.

Senators Lathrop, Pahls, Rogert, and Wallman asked unanimous consent to add their names as cointroducers to LB 62. No objections. So ordered.

Senator Pahls asked unanimous consent to add his name as cointroducer to LB 149. No objections. So ordered.

Senator Dubas asked unanimous consent to add her name as cointroducer to LB 153. No objections. So ordered.

Senator Pirsch asked unanimous consent to add his name as cointroducer to LB 180. No objections. So ordered.

Senator Erdman asked unanimous consent to add his name as cointroducer to LB 186. No objections. So ordered.

VISITOR

The Doctor of the Day was Dr. David Hoelting from Pender.

ADJOURNMENT

At 12:00 p.m., on a motion by Senator McDonald, the Legislature adjourned until 11:00 a.m., Wednesday, January 10, 2007.

Patrick J. O'Donnell
Clerk of the Legislature