

**EIGHTY-FIFTH DAY - MAY 22, 2007****LEGISLATIVE JOURNAL****ONE HUNDREDTH LEGISLATURE  
FIRST SESSION****EIGHTY-FIFTH DAY**

Legislative Chamber, Lincoln, Nebraska  
Tuesday, May 22, 2007

**PRAYER**

The prayer was offered by Senator Dierks.

**ROLL CALL**

Pursuant to adjournment, the Legislature met at 9:06 a.m., Speaker Flood presiding.

The roll was called and all members were present except Senators Burling, Engel, Langemeier, McDonald, and Synowiecki who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the eighty-fourth day was approved.

**PRESIDENT SHEEHY PRESIDING****GENERAL FILE**

**LEGISLATIVE BILL 247A.** Title read. Considered.

The Chair called for a roll call vote on the advancement of the bill.

Advanced to E & R for review with 43 ayes, 0 nays, 1 present and not voting, and 5 excused and not voting.

**COMMITTEE REPORTS  
Enrollment and Review**

**LEGISLATIVE BILL 641A.** Placed on Select File.

**LEGISLATIVE BILL 265.** Placed on Select File - ER8119.  
(Amendment is printed separately and available in the Bill Room, Room 1104.)

(Signed) Amanda McGill, Chairperson

**GENERAL FILE**

**LEGISLATIVE BILL 653A.** Title read. Considered.

The Chair called for a roll call vote on the advancement of the bill.

Advanced to E & R for review with 35 ayes, 3 nays, 6 present and not voting, and 5 excused and not voting.

**SELECT FILE**

**LEGISLATIVE BILL 641A.** Advanced to E & R for engrossment.

**BILLS ON FINAL READING**

The Chair called for a roll call vote on the following bills on Final Reading.

The following bill was read and put upon final passage:

**LEGISLATIVE BILL 221.**

A BILL FOR AN ACT relating to legal procedure; to amend sections 42-353 and 43-1803, Reissue Revised Statutes of Nebraska; to change complaint and petition provisions from date to year of birth; 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, 45:

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

Voting in the negative, 0.

Excused and not voting, 4:

Burling            Langemeier    McDonald    Mines

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

**Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB 334 with 41 ayes, 3 nays, 1 present and not voting, and 4 excused and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 334.** With Emergency.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 2-257, 23-1611, 35-509, 49-506, 49-617, 57-239, 76-214, 77-103, 77-105, 77-202.01, 77-202.05, 77-202.09, 77-361, 77-370, 77-374, 77-377, 77-414, 77-421, 77-603.01, 77-605, 77-607, 77-683, 77-685, 77-687, 77-689, 77-690, 77-691, 77-701, 77-702, 77-705, 77-706, 77-709, 77-801.02, 77-803, 77-804, 77-1233.06, 77-1247, 77-1249.01, 77-1250, 77-1250.02, 77-1250.03, 77-1250.04, 77-1250.05, 77-1301.01, 77-1334, 77-1339, 77-1346, 77-1374, 77-1376, 77-1613.01, 77-1735, 77-1736.06, 77-1749, 77-1750, 77-1763, 77-1766, 77-3902, 77-3903, 77-3904, 77-3905, 77-3906, 77-3907, 77-3908, 77-4105, 77-5008, 81-101, 81-102, and 81-109, Reissue Revised Statutes of Nebraska, sections 11-201, 23-1601, 60-147, 60-3,189, 60-3,202, 77-202.02, 77-202.03, 77-202.04, 77-202.12, 77-202.13, 77-366, 77-422, 77-603, 77-612, 77-684, 77-802.02, 77-1229, 77-1249, 77-1311, 77-1311.02, 77-1327, 77-1330, 77-1331, 77-1333, 77-1340, 77-1342, 77-1345, 77-1355, 77-1392, 77-1514, 77-1775, 77-5007, 77-5725, 77-6006, and 81-1401, Revised Statutes Cumulative Supplement, 2006, and section 79-1016, Revised Statutes Cumulative Supplement, 2006, as affected by Referendum 2006, No. 422; to merge the Department of Property Assessment and Taxation with the Department of Revenue; to change provisions relating to property taxation, distribution of property tax proceeds, and the Tax Equalization and Review Commission; to rename a fund; to harmonize provisions; to provide an operative date; to repeal the original sections; to outright repeal sections 77-415, 77-417, 77-704, and 77-708, Reissue Revised Statutes of Nebraska, and section 77-703, Revised Statutes Cumulative Supplement, 2006; 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, 38:

Adams	Erdman	Johnson	Pankonin
Aguilar	Flood	Karpisek	Pedersen
Ashford	Friend	Kopplin	Pirsch
Avery	Fulton	Kruse	Raikes
Carlson	Gay	Lathrop	Rogert
Christensen	Hansen	Louden	Synowiecki
Cornett	Harms	McGill	White
Dierks	Howard	Nantkes	Wightman
Dubas	Hudkins	Nelson	
Engel	Janssen	Pahls	

Voting in the negative, 4.

Chambers	Fischer	Heidemann	Schimek
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Present and not voting, 3:

Preister	Stuthman	Wallman
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Excused and not voting, 4:

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

The following bills were read and put upon final passage:

**LEGISLATIVE BILL 482.** With Emergency.

A BILL FOR AN ACT relating to medical assistance; to amend section 71-7611, Revised Statutes Cumulative Supplement, 2006; to adopt the Autism Treatment Program Act; to change provisions relating to the Nebraska Health Care Cash Fund regarding the transfer and distribution of funds; to provide an operative date; to repeal the original section; 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, 44:

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

Voting in the negative, 1.

Erdman

Excused and not voting, 4:

Burling      Langemeier      McDonald      Mines

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 482A.** With Emergency.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 482, One Hundredth Legislature, First Session, 2007; 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, 44:

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

Voting in the negative, 1.

Erdman

Excused and not voting, 4:

Burling            Langemeier    McDonald    Mines

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 504.**

A BILL FOR AN ACT relating to the Game Law; to amend section 37-201, Revised Statutes Cumulative Supplement, 2006; to prohibit hunting through the Internet; to provide penalties; to harmonize provisions; 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, 45:

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

Voting in the negative, 0.

Excused and not voting, 4:

Burling            Langemeier    McDonald    Mines

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

**LEGISLATIVE BILL 516.** With Emergency.

A BILL FOR AN ACT relating to agriculture; to state intent; to authorize a study with respect to corporate farming and agricultural production; to provide powers and duties for the Executive Board of the Legislative Council, the Agriculture Committee of the Legislature, and the Attorney General; 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, 45:

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

Voting in the negative, 0.

Present and not voting, 1:

Stuthman

Excused and not voting, 3:

Burling      Langemeier      McDonald

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 516A.** With Emergency.

A BILL FOR AN ACT relating to appropriations; to appropriate funds to aid in carrying out the provisions of Legislative Bill 516, One Hundredth Legislature, First Session, 2007; to reduce an appropriation; 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, 45:

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

Voting in the negative, 0.

Present and not voting, 1:

Stuthman

Excused and not voting, 3:

Burling            Langemeier    McDonald

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 542.** With Emergency.

A BILL FOR AN ACT relating to juvenile services; to amend section 43-407, Reissue Revised Statutes of Nebraska; to create the Children's Behavioral Health Task Force; to provide powers and duties; to change provisions relating to treatment programs and services; to repeal the original section; 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, 46:

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

Voting in the negative, 0.

Excused and not voting, 3:

Burling            Langemeier    McDonald

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

### **PRESIDENT SIGNED**

While the Legislature was in session and capable of transacting business, the President signed the following: LBs 221, 334, 482, 482A, 504, 516, 516A, and 542.

### **RESOLUTION**

Pursuant to Rule 4, Sec. 5(b), LR 154 was adopted.

### **PRESIDENT SIGNED**

While the Legislature was in session and capable of transacting business, the President signed the following: LR 154.

### **MOTION - Return LB 299 to Select File**

Senator Christensen moved to return LB 299 to Select File for the following specific amendment:

AM1432

(Amendments to Final Reading copy)

- 1    1. On page 19, line 4, before the period insert "within
- 2 three miles outside the corporate limits of any city or village".

Senator Aguilar moved the previous question. The question is, "Shall the debate now close?" The motion prevailed with 27 ayes, 3 nays, and 19 not voting.

The Christensen motion to return failed with 8 ayes, 21 nays, 18 present and not voting, and 2 excused and not voting.

### **BILL ON FINAL READING**

#### **Dispense With Reading at Large**

Pursuant to Rule 6, Section 8, the Legislature approved the dispensing of the reading at large of LB 299 with 35 ayes, 4 nays, 8 present and not voting, and 2 excused and not voting.

The following bill was put upon final passage:

**LEGISLATIVE BILL 299.**

A BILL FOR AN ACT relating to the Game Law; to amend sections 37-406, 37-414, 37-449, 37-4,111, 37-513, 37-527, 37-548, 37-614, 37-803, 37-811, and 77-27,119.01, Reissue Revised Statutes of Nebraska, and sections 37-407, 37-426, 37-427, 37-431, 37-447, 37-450, 37-452, and 37-457, Revised Statutes Cumulative Supplement, 2006; to change provisions relating to licenses, permits, stamps, and fees; to provide for a lifetime Nebraska migratory waterfowl stamp; to prohibit trapping in the county road right-of-way; to change and eliminate provisions relating to hunting wild turkey; to provide for the revocation and suspension of permits for trapping in the county road right-of-way; to rename a fund; to harmonize provisions; 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, 41:

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

Voting in the negative, 4:

Christensen	Erdman	Fischer	Pedersen
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Present and not voting, 2:

Heidemann	Pankonin
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Excused and not voting, 2:

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

**PRESIDENT SIGNED**

While the Legislature was in session and capable of transacting business, the President signed the following: LB 299.

**GENERAL FILE**

**LEGISLATIVE BILL 646.** Title read. Considered.

Committee AM752, printed separately and referred to on page 904, was considered.

Senator Schimek withdrew her amendment, AM1142, found on page 1349.

Senator Schimek renewed her amendment, AM1392, found on page 1694, to the committee amendment.

Senator Stuthman moved the previous question. The question is, "Shall the debate now close?"

Senator Stuthman moved for a call of the house. The motion prevailed with 26 ayes, 4 nays, and 19 not voting.

The motion to cease debate failed with 23 ayes, 11 nays, 11 present and not voting, and 4 excused and not voting.

The Chair declared the call raised.

Pending.

**PRESENTED TO THE GOVERNOR**

Presented to the Governor on May 22, 2007, at 11:02 a.m. were the following: LBs 221, 334e, 482e, 482Ae, 504, 516e, 516Ae, 542e, and 299.

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

**VISITORS**

Visitors to the Chamber were members of Nebraska Bankers Association from Lincoln; 55 fourth-grade students and teachers from Norris Elementary, Omaha; Senator Dubas' daughter, Deanna Ebmeier, from Lincoln; and 40 fourth-grade students and teachers from Oakdale Elementary, Omaha.

**RECESS**

At 12:03 p.m., on a motion by Senator Fulton, the Legislature recessed until 1:30 p.m.

**AFTER RECESS**

The Legislature reconvened at 1:30 p.m., Senator Erdman presiding.

**ROLL CALL**

The roll was called and all members were present except Senators Ashford, Heidemann, and McDonald who were excused until they arrive.

**PRESIDENT SHEEHY PRESIDING****GENERAL FILE**

**LEGISLATIVE BILL 646.** The Schimek amendment, AM1392, found on page 1694 and considered in this day's Journal, to the committee amendment, was renewed.

Senator Wallman moved the previous question. The question is, "Shall the debate now close?" The motion prevailed with 29 ayes, 2 nays, and 18 not voting.

Senator Nelson requested a roll call vote on the Schimek amendment.

The Schimek amendment lost with 15 ayes, 20 nays, 11 present and not voting, and 3 excused and not voting.

Senator Nelson offered the following amendment to the committee amendment:

AM1395

(Amendments to Standing Committee amendments, AM752)

- 1 1. On page 15, line 27, reinstate the stricken matter.
- 2 2. On page 16, line 1, reinstate the stricken "than the",
- 3 after the stricken "Thursday" insert "second Monday", and reinstate
- 4 the stricken matter beginning with "before" through "meet".
- 5 3. On page 19, line 13, reinstate the stricken ", on
- 6 the", after the stricken "Thursday" insert "second Monday", and
- 7 reinstate the stricken "before the"; and in line 14 reinstate the
- 8 stricken matter.
- 9 4. On page 22, line 19, after "clerk" insert ". No report
- 10 or tabulation of vote totals for such ballots shall be produced or
- 11 generated prior to one hour before the closing of the polls".

The Nelson amendment was adopted with 26 ayes, 9 nays, 11 present and not voting, and 3 excused and not voting.

Committee AM752, printed separately and referred to on page 904 and considered in this day's Journal, as amended, was renewed.

The committee amendment, as amended, was adopted with 31 ayes, 2 nays, 13 present and not voting, and 3 excused and not voting.

Advanced to E & R for review with 37 ayes, 0 nays, 10 present and not voting, and 2 excused and not voting.

### **SPEAKER'S ANNOUNCEMENT**

Pursuant to Rule 4, Section 8, LR 214 was referred to the Reference Committee.

### **REFERENCE COMMITTEE REPORT**

The Legislative Council Executive Board submits the following report:

<b>LB/LR</b>	<b>Committee</b>
LR 214	Judiciary

(Signed) L. Patrick Engel, Chairperson  
Legislative Council, Executive Board

### **COMMITTEE REPORTS** **Enrollment and Review**

**LEGISLATIVE BILL 247A.** Placed on Select File.

**LEGISLATIVE BILL 653A.** Placed on Select File.

(Signed) Amanda McGill, Chairperson

### **GENERAL FILE**

**LEGISLATIVE BILL 530.** Title read. Considered.

Senator Louden renewed the Louden et al. amendment, AM1110, found on page 1270.

The Louden et al. amendment was adopted with 31 ayes, 0 nays, 15 present and not voting, and 3 excused and not voting.

Advanced to E & R for review with 32 ayes, 1 nay, 13 present and not voting, and 3 excused and not voting.

**LEGISLATIVE BILL 351.** Title read. Considered.

Committee AM645, found on page 810, was adopted with 26 ayes, 0 nays, 19 present and not voting, and 4 excused and not voting.

Senator Synowiecki withdrew his amendment, AM951, found on page 1180.

Senator Synowiecki renewed his amendment, AM1382, found on page 1664.

Pending.

**COMMITTEE REPORTS**  
**Enrollment and Review**

**Correctly Engrossed**

The following bill was correctly engrossed: LB 247.

ST9047

Enrollment and Review Change to LB 247

The following changes, required to be reported for publication in the Journal, have been made:

1. In the Johnson amendment, AM1391:

a. On page 3, line 16, "On and after April 20, 2002, a written consent or relinquishment for adoption under this section shall not be valid unless signed at least forty-eight hours after the birth of the child." has been inserted after the underscored period; and the matter beginning with "On" in line 23 through line 26 has been struck and shown as stricken;

b. On page 16, line 13, "or" has been struck and shown as stricken; and

c. The following new sections have been inserted:

Sec. 19. Section 43-105, Reissue Revised Statutes of Nebraska, is amended to read:

43-105 (1) If consent is not required of both parents of a child born in lawful wedlock if living, the surviving parent of a child born in lawful wedlock, or the mother or mother and father of a child born out of wedlock, because of the provisions of subdivision ~~(3)~~(1)(c) of section 43-104, substitute consents shall be filed as follows:

~~(1)(a)~~ (1) Consent to the adoption of a minor child who has been committed to the Department of Health and Human Services may be given by the department or its duly authorized agent in accordance with section 43-906;

~~(2) when (b)~~ (1)(b) When a parent has relinquished a minor child for adoption to any child placement agency licensed or approved by the department or its duly authorized agent, consent to the adoption of such child may be given by such agency; and

~~(3) in (c)~~ (1)(c) In all other cases when consent cannot be given as provided in subdivision ~~(3)~~(1)(c) of section 43-104, consent shall be given by the guardian or guardian ad litem of such minor child appointed by a court, which consent shall be authorized by the court having jurisdiction of such guardian or guardian ad litem.

(2) Substitute consent provisions of this section do not apply to a biological father whose consent is not required under section 43-104.22.

Sec. 20. Section 43-106, Reissue Revised Statutes of Nebraska, is amended to read:

43-106 Consents required to be given under sections 43-104 and 43-105, except under subdivision ~~(2)~~(1)(b) of section 43-104, must be acknowledged before an officer authorized to acknowledge deeds in this state and signed in the presence of at least one witness, in addition to the

officer. Consents under subdivision ~~(2)~~(1)(b) of section 43-104 shall be shown by a duly certified copy of order of the court required to grant such consent.

2. In the Johnson amendment, AM1367:

a. Section 10 has been struck and the following new section inserted:

Sec. 58. Section 71-101, Revised Statutes Cumulative Supplement, 2006, as amended by section 296, Legislative Bill 296, One Hundredth Legislature, First Session, 2007, section 1, Legislative Bill 463, One Hundredth Legislature, First Session, 2007, section 1, Legislative Bill 236, One Hundredth Legislature, First Session, 2007, section 1, Legislative Bill 481, One Hundredth Legislature, First Session, 2007, and section 23, Legislative Bill 247, One Hundredth Legislature, First Session, 2007, is amended to read:

~~71-101~~ Sections 1 to 139 of this act, ~~section 4 of this act, sections 39 and 42 of this act, sections 31 to 38 of this act, the Perfusion Practice Act,~~ and the following practice acts shall be known and may be cited as the Uniform Credentialing Act:

- (1) The Advanced Practice Registered Nurse Practice Act;
- (2) The Alcohol and Drug Counseling Practice Act;
- (3) The Athletic Training Practice Act;
- (4) The Audiology and Speech-Language Pathology Practice Act;
- (5) The Certified Nurse Midwifery Practice Act;
- (6) The Certified Registered Nurse Anesthetist Practice Act;
- (7) The Chiropractic Practice Act;
- (8) The Clinical Nurse Specialist Practice Act;
- (9) The Cosmetology, Electrology, Esthetics, Nail Technology, and Body Art Practice Act;
- (10) The Dentistry Practice Act;
- (11) The Emergency Medical Services Practice Act;
- (12) The Environmental Health Specialists Practice Act;
- (13) The Funeral Directing and Embalming Practice Act;
- (14) The Hearing Aid Instrument Dispensers and Fitters Practice Act;
- (15) The Licensed Practical Nurse-Certified Practice Act;
- (16) The Massage Therapy Practice Act;
- (17) The Medical Nutrition Therapy Practice Act;
- (18) The Medical Radiography Practice Act;
- (19) The Medicine and Surgery Practice Act;
- (20) The Mental Health Practice Act;
- (21) The Nurse Practice Act;
- (22) The Nurse Practitioner Practice Act;
- (23) The Nursing Home Administrator Practice Act;
- (24) The Occupational Therapy Practice Act;
- (25) The Optometry Practice Act;
- (26) The Perfusion Practice Act;
- ~~(26)~~ (27) The Pharmacy Practice Act;
- ~~(27)~~ (28) The Physical Therapy Practice Act;
- ~~(28)~~ (29) The Podiatry Practice Act;
- ~~(29)~~ (30) The Psychology Practice Act;
- ~~(30)~~ (31) The Respiratory Care Practice Act;

~~(31)~~(32) The Veterinary Medicine and Surgery Practice Act; and  
~~(32)~~(33) The Water Well Standards and Contractors' Practice Act.

If there is any conflict between any provision of sections 1 to 139 of this act and any provision of a practice act, the provision of the practice act shall prevail.

The Revisor of Statutes shall assign the Uniform Credentialing Act, including the practice acts enumerated in subdivisions (1) through ~~(34)~~(32) of this section, to consecutive articles within Chapter 38.

b. On page 10, line 4, "660" has been struck and "677" inserted; and

c. On page 14, line 26, "section 341, Legislative Bill 296, One Hundredth Legislature, First Session, 2007," has been inserted after "2007,".

3. On page 1, the matter beginning with "drugs" in line 1 through line 8 and all amendments thereto have been struck and "public health and welfare; to amend sections 43-102, 43-104, 43-104.01, 43-104.02, 43-104.03, 43-104.04, 43-104.05, 43-104.08, 43-104.09, 43-104.12, 43-104.13, 43-104.14, 43-104.17, 43-104.22, 43-105, 43-106, 43-906, 43-1411, 71-193.15, 71-193.17, 71-1,186, 71-1,187, 71-1,195.01, 71-1,195.02, 71-1,195.03, 71-1,195.04, 71-1,195.05, 71-1,195.06, 71-1,195.07, 71-1,195.08, 71-1,195.09, 71-1,296, 71-1,307, 71-1,308, 71-1,315, 71-1,316, 71-1,333, 71-1,335, 71-1,336, 71-1,337, 71-1,338, 71-2421, 71-4702, 71-4707, 71-8402, and 81-651, Reissue Revised Statutes of Nebraska, sections 28-401, 28-405, 28-412, 71-101, 71-1,147.35, 71-1913.01, 71-5403, and 71-7438, Revised Statutes Cumulative Supplement, 2006, section 71-1,135.02, Reissue Revised Statutes of Nebraska, as amended by section 23, Legislative Bill 236, One Hundredth Legislature, First Session, 2007, section 341, Legislative Bill 296, One Hundredth Legislature, First Session, 2007, and section 885, Legislative Bill 463, One Hundredth Legislature, First Session, 2007; section 71-1,147, Reissue Revised Statutes of Nebraska, as amended by section 30, Legislative Bill 236, One Hundredth Legislature, First Session, 2007, and section 963, Legislative Bill 463, One Hundredth Legislature, First Session, 2007; section 71-1,186, Reissue Revised Statutes of Nebraska, as amended by section 27, Legislative Bill 247, One Hundredth Legislature, First Session, 2007, and section 188, Legislative Bill 463, One Hundredth Legislature, First Session, 2007; section 71-1,195.09, Reissue Revised Statutes of Nebraska, as amended by section 37, Legislative Bill 247, One Hundredth Legislature, First Session, 2007, and section 211, Legislative Bill 463, One Hundredth Legislature, First Session, 2007; section 71-1,200, Reissue Revised Statutes of Nebraska, as amended by section 130, Legislative Bill 463, One Hundredth Legislature, First Session, 2007, and section 1, Legislative Bill 152, One Hundredth Legislature, First Session, 2007; section 71-4702, Reissue Revised Statutes of Nebraska, as amended by section 52, Legislative Bill 247, One Hundredth Legislature, First Session, 2007, and section 573, Legislative Bill 463, One Hundredth Legislature, First Session, 2007; section 71-4707, Reissue Revised Statutes of Nebraska, as amended by section 576, Legislative Bill 463, One Hundredth Legislature, First Session, 2007; section 71-101, Revised Statutes Cumulative Supplement, 2006, as amended by section 296, Legislative Bill 296, One Hundredth Legislature, First Session, 2007,

section 1, Legislative Bill 463, One Hundredth Legislature, First Session, 2007, section 1, Legislative Bill 236, One Hundredth Legislature, First Session, 2007, section 1, Legislative Bill 481, One Hundredth Legislature, First Session, 2007, and section 23, Legislative Bill 247, One Hundredth Legislature, First Session, 2007; section 71-102, Revised Statutes Cumulative Supplement, 2006, as amended by section 297, Legislative Bill 296, One Hundredth Legislature, First Session, 2007, section 21, Legislative Bill 463, One Hundredth Legislature, First Session, 2007, and section 2, Legislative Bill 236, One Hundredth Legislature, First Session, 2007; section 71-104.01, Revised Statutes Cumulative Supplement, 2006, as amended by section 31, Legislative Bill 463, One Hundredth Legislature, First Session, 2007, and section 2, Legislative Bill 481, One Hundredth Legislature, First Session, 2007; sections 125, 187, 191, 192, 193, 720, 886, 887, 897, and 932, Legislative Bill 463, One Hundredth Legislature, First Session, 2007; and sections 8, 12, 32, 35, 36, and 42, Legislative Bill 236, One Hundredth Legislature, First Session, 2007; to change and eliminate provisions relating to controlled substances, treatment of narcotic-dependent persons, adoption procedures, consent for adoption, the biological father registry, claims for paternity, petitions for custody, children born out of wedlock, notice and hearing, relinquishment of parental rights, dental hygienists, drug utilization review, audiology, speech-language pathology, mental health practice, immunization requirements for child care programs, return of dispensed drugs and devices, hearing aid instrument dispensers and fitters, drug product selection, wholesale drug distributors, credentialing of health care professionals, optometry, perfusion, pharmacy technicians, and in-home personal services; to define and redefine terms; to require insurance coverage of colorectal cancer screenings; to harmonize provisions; to provide a duty for the Revisor of Statutes; to provide operative dates; to repeal the original sections; to outright repeal sections 71-1,186.01 and 71-1,192, Reissue Revised Statutes of Nebraska; section 71-1,190.01, Reissue Revised Statutes of Nebraska, as amended by section 356, Legislative Bill 296, One Hundredth Legislature, First Session, 2007; sections 71-1,135.03, 71-1,135.05, and 71-1,147.34, Reissue Revised Statutes of Nebraska, as amended by sections 888, 873, and 987, respectively, Legislative Bill 463, One Hundredth Legislature, First Session, 2007; sections 71-1,195.03, 71-1,315, 71-1,316, 71-1,333, and 71-1,338, Reissue Revised Statutes of Nebraska, as amended by sections 31, 43, 44, 45, and 49, respectively, Legislative Bill 247, One Hundredth Legislature, First Session, 2007; section 71-1,147.33, Revised Statutes Cumulative Supplement, 2006, as amended by section 349, Legislative Bill 296, One Hundredth Legislature, First Session, 2007, and section 986, Legislative Bill 463, One Hundredth Legislature, First Session, 2007; and section 15, Legislative Bill 236, One Hundredth Legislature, First Session, 2007; and to declare an emergency." inserted.

4. On page 27, lines 6 and 7, "effective date of this act" has been struck and "operative date of this section" inserted.

5. Sections have been renumbered, internal references corrected, and operative date, repealer, and outright repealer sections combined to incorporate all adopted amendments.

(Signed) Amanda McGill, Chairperson

**AMENDMENTS - Print in Journal**

Senator Janssen filed the following amendment to LB 177:  
FA128

Amend AM279 On page 1, line 20, after "employees" insert: "at the time of application"

Senator Kopplin filed the following amendment to LB 653:  
AM1444

(Amendments to E & R amendments, ER8118)

- 1 1. On page 5, line 7, strike "and the world".

Senator Kopplin filed the following amendment to LB 653:  
AM1445

(Amendments to E & R amendments, ER8118)

- 1 1. On page 9, lines 13 and 14, strike "and provide for
- 2 assessment of students"; in line 15 strike "and assessment plan";
- 3 in lines 16 and 17 strike "and should be developed to measure
- 4 student progress toward such standards"; and in lines 20 and 21
- 5 strike "and assessment".

Senator Stuthman filed the following amendment to LB 351A:  
AM1438

- 1 1. Strike original section 1 and insert the following new
- 2 section:
- 3 Section 1. The General Fund appropriation for FY2007-08
- 4 to the Department of Health and Human Services, for Program 347,
- 5 is hereby reduced by \$585,846. The General Fund appropriation for
- 6 FY2008-09 to the Department of Health and Human Services, for
- 7 Program 347, is hereby reduced by \$250,933.
- 8 The federal fund appropriation for FY2007-08 to the
- 9 Department of Health and Human Services, for Program 347, is hereby
- 10 reduced by \$1,032,201. The federal fund appropriation for FY2008-09
- 11 to the Department of Health and Human Services, for Program 347, is
- 12 hereby reduced by \$848,932.
- 13 The reductions made pursuant to this section are to
- 14 aid in carrying out the provisions of Legislative Bill 351, One
- 15 Hundredth Legislature, First Session, 2007.

**GENERAL FILE**

**LEGISLATIVE BILL 475.** Senator Chambers withdrew his amendment FA116, found on page 1693.

Committee AM399, found on page 674 and considered on pages 1688 and 1693, was renewed.

Senator Chambers moved for a call of the house. The motion prevailed with 32 ayes, 0 nays, and 17 not voting.

The committee amendment was adopted with 25 ayes, 8 nays, 13 present and not voting, and 3 excused and not voting.

The Chair declared the call raised.

Pending.

## RESOLUTION

**LEGISLATIVE RESOLUTION 215.** Introduced by Preister, 5; Johnson, 37.

WHEREAS, the World Health Organization has designated Thursday, May 31, 2007, as World No Tobacco Day; and

WHEREAS, 20.3 percent of adults in Nebraska smoke tobacco, and 21.8 percent of youths in grades nine through twelve smoke tobacco; and

WHEREAS, 8.5 percent of adult males in Nebraska use smokeless tobacco, and 8.7 percent of adolescent males in Nebraska use smokeless tobacco; and

WHEREAS, tobacco use is the leading cause of preventable death in the United States, causing over 400,000 deaths annually, and causing over 2,400 deaths in Nebraska; and

WHEREAS, cigarette smoking is responsible for \$537 million of Nebraska's annual health care costs, including 10 percent of Nebraska's annual medicaid expenditures, and smoking-related mortality also results in over \$499 million in lost productivity each year, which translates to each Nebraskan paying a total of \$605 per person, no matter their age, for smoking-related medical expenses and lost productivity; and

WHEREAS, the Legislature has an interest in promoting the health of all citizens and in reducing the costs of health care from tobacco-related illnesses.

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

1. That the Legislature joins with the World Health Organization in recognizing World No Tobacco Day on Thursday May 31, 2007, and calls upon all people to recognize the hazards of tobacco use and promote its reduction.

Laid over.

## NOTICE OF COMMITTEE HEARING

Judiciary  
Room 1113

(Signed) Brad Ashford, Chairperson

**GENERAL FILE**

**LEGISLATIVE BILL 475.** Senator Erdman renewed his motion, found on page 1720, to indefinitely postpone.

Senator Erdman moved for a call of the house. The motion prevailed with 32 ayes, 0 nays, and 17 not voting.

The Erdman motion to indefinitely postpone prevailed with 24 ayes, 15 nays, 5 present and not voting, and 5 excused and not voting.

The Chair declared the call raised.

**LEGISLATIVE BILL 570.** Title read. Considered.

Committee AM690, found on page 871 and considered on page 1645, was renewed.

**SENATOR AGUILAR PRESIDING**

**PRESIDENT SHEEHY PRESIDING**

Senator Fischer moved for a call of the house. The motion prevailed with 26 ayes, 0 nays, and 23 not voting.

The committee amendment was adopted with 26 ayes, 0 nays, 17 present and not voting, and 6 excused and not voting.

The Chair declared the call raised.

Senator Chambers renewed his motion, found on page 1650, to indefinitely postpone LB 570.

Senator Louden moved for a call of the house. The motion prevailed with 25 ayes, 0 nays, and 24 not voting.

The Chambers motion to indefinitely postpone failed with 1 aye, 38 nays, 5 present and not voting, and 5 excused and not voting.

The Chair declared the call raised.

Senator Chambers offered the following amendment:  
FA129

P. 2, line 8 strike "reflecting support for the United States Armed Forces."

Senator Chambers moved for a call of the house. The motion prevailed with

26 ayes, 0 nays, and 23 not voting.

Senator Chambers requested a record vote on his amendment.

Voting in the affirmative, 0.

Voting in the negative, 35:

Adams	Engel	Hansen	Langemeier	Pankonin
Aguilar	Erdman	Harms	Lathrop	Pirsch
Ashford	Fischer	Heidemann	Louden	Rogert
Carlson	Flood	Howard	McDonald	Stuthman
Christensen	Friend	Hudkins	McGill	Synowiecki
Cornett	Fulton	Karpisek	Nantkes	Wallman
Dubas	Gay	Kopplin	Nelson	Wightman

Present and not voting, 9:

Avery	Chambers	Janssen	Kruse	Schimek
Burling	Dierks	Johnson	Raikes	

Excused and not voting, 5:

Mines	Pahls	Pedersen	Preister	White
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The Chambers amendment lost with 0 ayes, 35 nays, 9 present and not voting, and 5 excused and not voting.

The Chair declared the call raised.

Pending.

### **APPROPRIATIONS COMMITTEE REPORT ON LB 321**

Pursuant to Rule 6, Section 14, the Appropriations Committee has examined the Governor's line-item vetoes contained in LB 321.

By majority vote, the Appropriations Committee recommends no overrides of the vetoes contained in the following:

Section 35, the Attorney General, Program 507—Interpretation and Application of Law.

Section 36, the Attorney General, Program 508—School Finance Litigation.

Section 46, the State Treasurer, Program 659—Long-Term Care Savings Plan.

Section 48, Department of Education, Program 25—Education, Administration and Support.

Section 49, Department of Education, Program 158—Education Aid.

Section 67, the Department of Revenue, Program 102—Revenue Administration.

Section 68, the Department of Revenue, Program 104—County Property Tax.

Section 103, Health and Human Services, Program 176—Nursing Incentives.

Section 113, Health and Human Services, Program 571—Community Based Aging Services.

Section 125, Department of Roads.

Section 128, Department of Roads, Program 305—Local Transit Assistance.

Section 130, Department of Roads, Program 569—Construction.

Section 180, Coordinating Commission for Postsecondary Education, Program 640—Postsecondary Education Coordination.

Section 184, University of Nebraska, Program 781—University Administration.

Section 228, Equal Opportunity Commission, Program 59—Enforcement of Standards.

Section 234, Foster Care Review Board, Program 116—State Foster Care Review.

Section 243, Investment Council, Program 610—Investments Administration.

Section 281, Fund Lapses and Transfers, Subsection (1)(b), Transfers for FY2007-08.

Section 281, Fund Lapses and Transfers, Subsection (1)(c), Transfers For FY2007-08.

Section 281, Fund Lapses and Transfers, Subsection (2)(b), Transfers For FY2008-09.

Section 281, Fund Lapses and Transfers, Subsection (2)(c), Transfers For FY2008-09.

By majority vote, the Appropriations Committee makes no recommendation on the vetoes contained in the following:

Section 15, the Supreme Court, Program 52—Operations.

Section 16, the Supreme Court, Program 67—Probation Services.

Section 17, the Supreme Court, Program 235—State Probation Contractual Services.

Section 18, the Supreme Court, Program 420—Specialized Court Operations.

Section 19, the Supreme Court, Program 435—Probation Community Corrections.

Section 20, the Supreme Court, Program 570—Court Automation.

Section 107, Health and Human Services, Program 514—Health Aid.

Section 111, Health and Human Services, Program 348—Medical Assistance.

Section 116, Health and Human Services, Program 316—Predisposition Detention Costs.

Section 117, Health and Human Services, Program 347—Public Assistance.

Section 119, Health and Human Services, Program 38—Behavioral Health Aid.

Section 123, Health and Human Services, Program 424—Developmental Disability.

(Signed) Lavon Heidemann, Chair  
Appropriations Committee

### **MOTION - Print in Journal**

Senator Rogert filed the following motion to LB 321:

Override the Governor's line-item veto in the following section of LB 321: Section 49, Department of Education, Program 158-Education Aid, for the vetoes reducing the increase in Special Education aid.

**AMENDMENTS - Print in Journal**

Senator Pedersen filed the following amendment to LB 142:  
AM1206

(Amendments to Standing Committee amendments, AM579)

1 1. Insert the following new sections:

2 Sec. 4. Section 69-2441, Revised Statutes Cumulative  
3 Supplement, 2006, is amended to read:  
4 69-2441 (1)(a) A permitholder may carry a concealed  
5 handgun anywhere in Nebraska, except any: Police, sheriff, or  
6 Nebraska State Patrol station or office; detention facility,  
7 prison, or jail; courtroom or building which contains a courtroom;  
8 polling place during a bona fide election; meeting of the governing  
9 body of a county, public school district, municipality, or  
10 other political subdivision; meeting of the Legislature or a  
11 committee of the Legislature; financial institution; professional;  
12 ~~or semiprofessional, or collegiate athletic event; school, school~~  
13 ~~grounds, school-owned vehicle, or school-sponsored activity or~~  
14 ~~athletic event; building, grounds, vehicle, or sponsored activity~~  
15 or athletic event of any public, private, denominational, or  
16 parochial school, or private or public university, college, or  
17 community college; place of worship; emergency room or trauma  
18 center; political rally or fundraiser; establishment having a  
19 license issued under the Nebraska Liquor Control Act that derives  
20 over one-half of its total income from the sale of alcoholic  
21 liquor; place where the possession or carrying of a firearm  
22 is prohibited by state or federal law; a place or premises

1 where the person, persons, entity, or entities in control of the  
2 property or employer in control of the property has prohibited  
3 permitholders from carrying concealed handguns into or onto the  
4 place or premises; or into or onto any other place or premises  
5 where handguns are prohibited by law or rule or regulation.

6 (b) A financial institution may authorize its security  
7 personnel to carry concealed handguns in the financial institution  
8 while on duty so long as each member of the security personnel, as  
9 authorized, is in compliance with the Concealed Handgun Permit Act  
10 and possesses a permit to carry a concealed handgun issued pursuant  
11 to the act.

12 (2) If a person, persons, entity, or entities in control  
13 of the property or an employer in control of the property prohibits  
14 a permitholder from carrying a concealed handgun into or onto the  
15 place or premises and such place or premises are open to the  
16 public, a permitholder does not violate this section unless the  
17 person, persons, entity, or entities in control of the property  
18 or employer in control of the property has posted conspicuous  
19 notice that carrying a concealed handgun is prohibited in or  
20 on the place or premises or has made a request, directly or  
21 through an authorized representative or management personnel, that  
22 the permitholder remove the concealed handgun from the place or

23 premises. A permitholder carrying a concealed handgun in a vehicle  
 24 into or onto any place or premises does not violate this section  
 25 so long as the handgun is not removed from the vehicle while the  
 26 vehicle is in or on the place or premises. An employer may prohibit  
 27 employees or other persons who are permitholders from carrying

1 concealed handguns in vehicles owned by the employer.

2 (3) A permitholder shall not carry a concealed handgun  
 3 while he or she is consuming alcohol or while the permitholder  
 4 has remaining in his or her blood, urine, or breath any previously  
 5 consumed alcohol or any controlled substance as defined in section  
 6 28-401. A permitholder does not violate this subsection if the  
 7 controlled substance in his or her blood, urine, or breath was  
 8 lawfully obtained and was taken in therapeutically prescribed  
 9 amounts.

10 Sec. 5. Section 69-2443, Revised Statutes Cumulative  
 11 Supplement, 2006, is amended to read:

12 69-2443 (1) A permitholder who violates subsection (1)  
 13 or (2) of section 69-2440 or section 69-2441 or 69-2442 is guilty  
 14 of a Class III misdemeanor for the first violation and a Class I  
 15 misdemeanor for any second or subsequent violation.

16 (2) A permitholder who violates subsection (3) of section  
 17 69-2440 is guilty of a Class I misdemeanor.

18 ~~(3) A permitholder who violates this section shall also~~  
 19 ~~be subject to revocation of his or her permit under section~~  
 20 ~~69-2439.~~

21 (3) A permitholder convicted of a violation described in  
 22 subsection (1) or (2) of this section may also have his or her  
 23 permit revoked.

24 2. Renumber the remaining sections and correct the  
 25 internal references and repealer section accordingly.

Senator Lathrop filed the following amendment to LB 573:  
 AM1422

(Amendments to Standing Committee amendments, AM1088)

1 1. Insert the following new sections:

2 Sec. 10. Section 53-101, Revised Statutes Cumulative  
 3 Supplement, 2006, is amended to read:

4 53-101 Sections 53-101 to 53-1,122 and section 11 of this  
 5 act shall be known and may be cited as the Nebraska Liquor Control  
 6 Act.

7 Sec. 11. A licensee under the Nebraska Liquor Control  
 8 Act or his or her agent or employee who has completed a certified  
 9 training course pursuant to section 53-117.03 and has substantial  
 10 cause to believe that a person under twenty-one years of age  
 11 is attempting to purchase alcoholic liquor may hold the person's  
 12 identification used in the attempted purchase of alcoholic liquor  
 13 and shall immediately turn the identification over to a peace  
 14 officer.

15 Sec. 13. Original section 53-101, Revised Statutes

16 Cumulative Supplement, 2006, is repealed.

17 2. On page 4, line 9, strike "This act becomes" and  
18 insert "Sections 10, 11, 12, and 13 of this act become operative  
19 three calendar months after the adjournment of this legislative  
20 session. The other sections of this act become".

21 3. Renumber the remaining section accordingly.

## GENERAL FILE

**LEGISLATIVE BILL 570.** Senator Chambers offered the following motion:

Reconsider the vote taken on FA129.

Pending.

## COMMITTEE REPORTS Enrollment and Review

### Correctly Engrossed

The following bills were correctly engrossed: LBs 641 and 641A.

ST9048

Enrollment and Review Change to LB 641

The following changes, required to be reported for publication in the Journal, have been made:

1. In the Raikes amendment, AM1424, on page 1, line 20, "learning community coordinating" has been inserted before "council".

2. In lieu of the Erdman amendment, FA117:

a. In the Raikes amendment, AM1398:

i. On page 10, line 21, "and" has been inserted after the semicolon; and in line 27 "; and" has been struck and an underscored period inserted; and

ii. On page 11, lines 1 through 4 have been struck; and

b. In the Raikes amendment, AM1386, section 43 and all amendments thereto have been struck.

3. In the Avery amendment, AM1401, amendments 1, 3, 4, and 5 have been struck.

4. In the Raikes amendment, AM1398:

a. On page 3, line 25, "(i)" has been inserted before the first "the" and "(i)" has been struck after "student";

b. On page 4, line 1, "transfer" has been struck and "student is transferring" inserted; and in line 2 "and the student is a student who" has been inserted after "provisions";

c. On page 8, line 13, "subsection" has been struck and "subdivision" inserted;

d. On page 11, line 7, "(1)" has been struck and shown as stricken and "(a)" has been struck and "(1)(a)" inserted;

e. On page 12, line 3, the second underscored comma has been struck;

- f. On page 19, line 12, "reside" has been struck and "resides" inserted; and
- g. On page 20, line 5, "the" has been inserted after the first "for".
5. In the Raikes amendment, AM1386:
- a. On page 3, line 13, "a" has been inserted after the comma;
- b. On page 5, line 19; and page 6, line 3, "(c)" has been struck and "(2)(c)" inserted;
- c. On page 5, line 19, "(a)" has been struck, shown as stricken, and "(2)(a)" inserted and "subsection" has been struck, shown as stricken, and "section" inserted;
- d. On page 40, line 19, the comma has been struck;
- e. On page 43, line 26, "the" has been struck;
- f. On page 62, line 11, the old matter has been reinstated and the new matter has been struck;
- g. On page 85, line 7, "that" has been struck and "than" inserted;
- h. On page 88, line 6, "coordinating" has been inserted after "community"; in line 7 "centers" has been struck and "center" inserted; and in line 23 "(a)" has been struck;
- i. On page 90, line 11, "school" has been struck and "schools" inserted; and in line 12 "student" has been struck and "students" inserted;
- j. On page 91, line 15, "Learning" has been struck and "A learning" inserted and "councils" has been struck and "council" inserted;
- k. On page 93, line 12, an underscored comma has been inserted after "year";
- l. On page 94, line 19, "community coordinating" has been inserted after the second "learning"; and
- m. On page 95, line 1, "and 32-606" has been struck and ", 32-604, 32-606, and 79-1015.01" inserted; and in line 5 "79-1007.10," has been struck.
6. On page 1, the matter beginning with "32-545" in line 1 through line 8 and all amendments thereto have been struck and "32-567, 32-604, 32-606, and 79-1015.01, Reissue Revised Statutes of Nebraska, sections 77-3442, 79-4,117, 79-4,125, 79-4,126, 79-4,128, 79-528, 79-769, 79-1001, 79-1007.02, 79-1007.03, 79-1007.04, 79-1007.05, 79-1007.06, 79-1007.07, 79-1007.08, 79-1007.09, 79-1008.02, 79-1073, 79-1073.01, 79-10,120, 79-10,126.01, 79-11,150, 79-1204, 79-2101, 79-2102, 79-2103, 79-2104, 79-2107, and 79-2110, Revised Statutes Cumulative Supplement, 2006, and sections 79-611, 79-1003, and 79-1022, Revised Statutes Cumulative Supplement, 2006, as affected by Referendum 2006, No. 422; to change and eliminate provisions relating to property tax levy limits, school funding, school financial reports, transportation costs, state aid, the high-needs education coordinator, learning communities, and learning community coordinating councils; to provide powers and duties; to provide for election and appointment of members of the councils; to provide for achievement subcouncils; to eliminate a taskforce and a plan to divide a Class V school district; to harmonize provisions; to provide severability; to repeal the original sections; and to outright repeal sections 79-4,130, 79-2105, 79-2106, 79-2108, and 79-2109, Revised Statutes Cumulative Supplement, 2006." inserted.

7. Sections have been renumbered and internal references corrected to incorporate all adopted amendments.

(Signed) Amanda McGill, Chairperson

### **AMENDMENT - Print in Journal**

Senator Flood filed the following amendment to LB 551:  
(Amendment, AM1456, is printed separately and available in the Bill Room, Room 1104.)

### **UNANIMOUS CONSENT - Time Change**

Senator Johnson asked unanimous consent that the Health and Human Services Committee conduct its hearing on Tuesday, May 29, 2007, at 8:45 a.m. instead of 9:45 a.m. No objections. So ordered.

### **VISITORS**

Visitors to the Chamber were 40 fifth-grade students from Boone Central School, Albion; 37 fourth-grade students and teachers from Hitchcock Elementary, Omaha; and an international delegation from Pfizer Animal Health.

The Doctor of the Day was Dr. Sandy Baumberger from Fremont.

### **ADJOURNMENT**

At 8:28 p.m., on a motion by Senator Friend, the Legislature adjourned until 9:00 a.m., Wednesday, May 23, 2007.

Patrick J. O'Donnell  
Clerk of the Legislature