

**FIRST DAY - NOVEMBER 4, 2009**

**LEGISLATIVE JOURNAL**

**ONE HUNDRED FIRST LEGISLATURE  
FIRST SPECIAL SESSION**

**FIRST DAY**

Legislative Chamber, Lincoln, Nebraska  
Wednesday, November 4, 2009

**PRAAYER**

The prayer was offered by Senator Campbell.

**ROLL CALL**

Pursuant to a proclamation by the Honorable Governor of the State of Nebraska, Dave Heineman, the One Hundred First Legislature, First Special Session of the Legislature of Nebraska, assembled in the George W. Norris Legislative Chamber of the State Capitol, at the hour of 3:00 p.m., Wednesday, November 4, 2009, and was called to order by President Sheehy.

The roll was called and the following members were present:

Adams, Greg L.	Gloor, Mike	Nelson, John E.
Avery, Bill	Haar, Ken	Nordquist, Jeremy J.
Campbell, Kathy	Hadley, Galen	Pahls, Rich
Carlson, Tom	Hansen, Thomas F.	Pankonin, Dave
Christensen, Mark	Harms, John N.	Pirsch, Pete
Coash, Colby	Heidemann, Lavon L.	Price, Scott
Conrad, Danielle	Howard, Gwen	Rogert, Kent
Cook, Tanya	Janssen, Charlie	Schilz, Ken
Cornett, Abbie	Karpisek, Russ	Stuthman, Arnie
Council, Brenda J.	Krist, Bob	Sullivan, Kate
Dierks, Cap	Langemeier, Chris	Utter, Dennis
Dubas, Annette M.	Lathrop, Steve	Wallman, Norm
Fischer, Deb	Lautenbaugh, Scott	White, Tom
Flood, Mike	Louden, LeRoy J.	Wightman, John M.
Fulton, Tony	McCoy, Beau	
Gay, Tim	McGill, Amanda	
Giese, Robert J.	Mello, Heath	

The following member was excused:

Ashford, Brad

**DECLARATION**

Pursuant to a proclamation issued by the Honorable Dave Heineman, Governor of Nebraska, we are here and now assembled in the One Hundred First Legislature, First Special Session of the Nebraska Legislature. I, as President of the Legislature, declare that we are now open for the transaction of business.

(Signed) Rick Sheehy  
President of the Legislature

**PROCLAMATION**

BY VIRTUE OF THE AUTHORITY VESTED in the Governor by Article IV, Section 8, of the Nebraska Constitution, I, Dave Heineman, as Governor of the State of Nebraska, believing that an extraordinary occasion has arisen, DO HEREBY CALL the Legislature of Nebraska to convene in extraordinary session at the State Capitol on November 4, 2009, at 3:00 p.m. for the purpose of considering and enacting legislation on only the following subjects:

1. To reduce or eliminate appropriations and reappropriations approved by the 101st Legislature;
2. To reduce or eliminate certain transfers from the State General Fund;
3. To authorize, increase, or make certain transfers to the State General Fund or to certain cash funds;
4. To modify or eliminate intent language and earmarks accompanying appropriations approved by the 101st Legislature;
5. To adopt statutory modifications necessary to reduce state aid appropriations and make formula adjustments contained in the Tax Equity and Educational Opportunities Support Act; and
6. To appropriate funds for the necessary expenses of the extraordinary session herein called.

I direct that members of the Legislature of the State of Nebraska be notified of the convening of this extraordinary session by presenting to each of them a copy of this Proclamation.

IN WITNESS WHEREOF, I have hereunto set my hand and cause of the Great Seal of the State of Nebraska to be affixed this 2nd day of November, in the year of our Lord Two Thousand and Nine.

(Signed) Dave Heineman  
Governor

Attest:

(Signed) John Gale  
Secretary of State

**RESIGNATION**

August 12, 2009

The Honorable Dave Heineman  
Governor  
State of Nebraska  
P.O. Box 94848, State Capitol  
Lincoln, NE 68509-4848

Dear Governor Heineman:

Please accept this letter as notification that I am resigning from my position as State Senator for the 10th Legislative District in the State of Nebraska. My last day of employment will be August 16, and per the responsibilities outlined under section 32-562, subsection (3), of the Nebraska Revised Statutes, I am delivering this notice to you directly in written form.

It has been a privilege, and an honor to serve the citizens of this state. I want to take this opportunity to thank the citizens of Legislative District 10, and the citizens of Nebraska, for allowing me the opportunity to serve them for the past seven years in this capacity.

Sincerely,  
(Signed) Michael J. Friend  
District 10

Cc: Patrick O'Donnell, Clerk of the Legislature

**MESSAGE FROM THE GOVERNOR**

September 11, 2009

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

Dear Mr. President, Speaker Flood and Senators:

I hereby appoint Robert J. Krist to fill the vacancy in the 10th Legislative District created by the resignation of Senator Mike Friend. This appointment takes effect on September 11, 2009.

Sincerely,  
(Signed) Dave Heineman  
Governor





of the Secretary of State and are a matter of public record.

In Testimony Whereof, I have hereunto set my hand and affixed the Great Seal of the State of Nebraska.

Done at Lincoln this Fourth day of November in the year of our Lord, two thousand and nine.

(SEAL)

John A. Gale, Secretary of State

DISTRICT/NAME	ELECTED
1 Lavon L. Heidemann	November 4, 2008
2 Dave Pankonin	November 7, 2006
3 Scott Price	November 4, 2008
4 Pete Pirsch	November 7, 2006
5 Heath Mello	November 4, 2008
6 John E. Nelson	November 7, 2006
7 Jeremiah Nordquist	November 4, 2008
8 Tom White	November 7, 2006
9 Gwen Howard	November 4, 2008
10 Bob Krist	Appointed September 11, 2009
11 Brenda J. Council	November 4, 2008
12 Steve Lathrop	November 7, 2006
13 Tanya Cook	November 4, 2008
14 Tim Gay	November 7, 2006
15 Charlie Janssen	November 4, 2008
16 Kent Rogert	November 7, 2006
17 Robert J. Giese	November 4, 2008
18 Scott Lautenbaugh	(2 year term) November 4, 2008
19 Mike Flood	November 4, 2008
20 Brad Ashford	November 7, 2006
21 Ken Haar	November 4, 2008
22 Arnie Stuthman	November 7, 2006
23 Chris Langemeier	November 4, 2008
24 Greg L. Adams	November 7, 2006
25 Kathy Campbell	November 4, 2008
26 Amanda M. McGill	November 7, 2006
27 Colby Coash	November 4, 2008
28 Bill Avery	November 7, 2006
29 Tony Fulton	November 4, 2008
30 Norman Wallman	November 7, 2006
31 Rich Pahls	November 4, 2008
32 Russ Karpisek	November 7, 2006
33 Dennis Utter	November 4, 2008
34 Annette M. Dubas	November 7, 2006
35 Mike Gloor	November 4, 2008
36 John Wightman	November 7, 2006
37 Galen Hadley	November 4, 2008
38 Tom Carlson	November 7, 2006

39	Beau McCoy	November 4, 2008
40	Cap Dierks	November 7, 2006
41	Kate Sullivan	November 4, 2008
42	Thomas F. Hansen	November 7, 2006
43	Deb Fischer	November 4, 2008
44	Mark Christensen	November 7, 2006
45	Abbie Cornett	November 4, 2008
46	Danielle Conrad	November 7, 2006
47	Ken Schilz	November 4, 2008
48	John N. Harms	November 7, 2006
49	LeRoy J. Louden	November 4, 2008

### MESSAGES FROM THE GOVERNOR

June 29, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individual is being appointed as the Chief Executive Officer for the Department of Health and Human Services:

Kerry T. Winterer, 12388 Rose Lane, Omaha, NE 68154

The aforementioned appointee is respectfully submitted for your consideration. Copies of the certificate of appointment and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

July 6, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individual is being appointed

as the Director for the Department of Roads:

Monty W. Fredrickson, 7106 Beaver Creek Lane, Lincoln, NE 68516

The aforementioned appointee is respectfully submitted for your consideration. Copies of the certificate of appointment and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

July 15, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individual is being appointed as the Director for the Department of Aeronautics:

Ronnie D. Mitchell, 306 Martin Dr. North, Bellevue, NE 68005

The aforementioned appointee is respectfully submitted for your consideration. Copies of the certificate of appointment and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

July 21, 2009

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

Dear Mr. President, Speaker Flood and Senators:

Contingent upon your approval, the following individuals are being appointed to the State Emergency Response Commission:

John Baroni, 1306 Earl Court, Plattsmouth, NE 68048



Kimberly Plouzek, 1417 County Road D, Dorchester, NE 68343

The aforementioned appointees are respectfully submitted for your consideration. Copies of the certificates and background materials are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

July 23, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individual is being appointed as the Director of the Division of Developmental Disabilities of the Department of Health and Human Services:

Jodi Fenner, Dept. of Health and Human Services, P.O. Box 95026, Lincoln, NE 68509

The aforementioned appointee is respectfully submitted for your consideration. Copies of the certificate and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

July 23, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individual is being appointed as a member of the Boiler Safety Code Advisory Board:

Robert Kirkpatrick, 6315 Huntington Ave., Lincoln, NE 68507

The aforementioned appointee is respectfully submitted for your consideration. Copies of the certificate and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

July 23, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individuals are being reappointed to the Community Corrections Council:

Robert Lindemeier, 219 N. Bryan, North Platte, NE 69101  
Joe Kelly, 5822 Fieldcrest Way, Lincoln, NE 68512

The aforementioned appointees are respectfully submitted for your consideration. Copies of the certificates and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

August 13, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individual is being appointed as Adjutant General for the State of Nebraska:

Col. Judd Lyons, 6405 Country Squire Lane, Omaha, NE 68152

The aforementioned appointee is respectfully submitted for your

consideration. Copies of the appointment certificate and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

August 28, 2009

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

Dear Mr. President, Speaker Flood and Senators:

Contingent upon your approval, the following individuals are being appointed to the Nebraska Rural Health Advisory Commission:

Mark Goodman, 706 Pierce Street, Omaha, NE 68108  
Shawn Kralik, 438 23rd, West Point, NE 68788  
Suzanne Minarick Greenquist, 3811 X Street, Lincoln, NE 68503

Contingent upon your approval, the following individuals are being reappointed to the Nebraska Rural Health Advisory Commission:

Michael Sitorius, 8115 Jackson St., Omaha, NE 68114  
Roger Wells, 1518 Jay Street, St. Paul, NE 68873  
Rebecca Schroeder, 212 W 9th Street, Curtis, NE 69025

The aforementioned appointees are respectfully submitted for your consideration. Copies of the certificates and background materials are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

September 4, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individual is being appointed as a member of the Motor Vehicle Industry Licensing Board:

Jeffrey Scherer, 150 Beemer Road, Beemer, NE 68716

The aforementioned appointee is respectfully submitted for your consideration. Copies of the certificate and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

September 4, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individual is being appointed as a member of the Boiler Safety Code Advisory Board:

Kurt Eberspacher, 4332 W. McKelvie Road, Lincoln, NE 68524

The aforementioned appointee is respectfully submitted for your consideration. Copies of the certificate and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

September 8, 2009

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

Dear Mr. President, Speaker Flood and Senators:

Contingent upon your approval, the following individuals are being reappointed to the State Board of Health:

Dr. Edward Discoe, 1454 28th Avenue, Columbus, NE 68601  
Dr. Russell Hopp, 5610 Farnam St., Omaha, NE 68132  
Dr. Kenneth Kester, 7500 S. 91st Street, Lincoln, NE 68526  
Dr. Gary Westerman, 2500 California Plaza, Omaha, NE 68178

Contingent upon your approval, the following individuals are being appointed to the State Board of Health:

Luisa Rounds, 5022 Decatur St., Omaha, NE 68104  
Rich Robinson, 9912 Blue Water Circle, Lincoln, NE 68527

The aforementioned appointees are respectfully submitted for your consideration. Copies of the certificates and background materials are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

September 9, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individual is being appointed to the Coordinating Commission for Postsecondary Education:

William "Scott" Wilson, 7753 Hidden Valley Dr., Papillion, NE 68046

The aforementioned appointee is respectfully submitted for your consideration. Copies of the appointment certificate and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

September 25, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individual is being appointed as a member of the Commission for the Blind and Visually Impaired:

Michael Hansen, 5635 Lenox Avenue, Lincoln, NE 68510

The aforementioned appointee is respectfully submitted for your consideration. Copies of the certificate and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

September 28, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individual is being appointed as a member of the Crime Victim's Reparations Committee:

G. Randall "Rand" Hansen, 909 N. 96th St., #101, Omaha, NE 68114-2508

The aforementioned appointee is respectfully submitted for your consideration. Copies of the certificate and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

September 30, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individual is being reappointed as a member of the State Highway Commission:

Donna Wanitschke, 1611 Stagecoach Road, Grand Island, NE 68801

The aforementioned appointee is respectfully submitted for your consideration. Copies of the certificate and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

October 5, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individual is being appointed as the State Investment Officer:

Jeffrey W. States, NE Investment Council, 941 "O" Street, Suite 500,  
Lincoln, NE 68508

The aforementioned appointee is respectfully submitted for your consideration. A copy of the appointment letter from the Investment Council and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

October 5, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individuals are being appointed to the Environmental Quality Council:

Michelle Bucklin, 8092 Keystone Dr., Omaha, NE 68134  
Dr. Ethel Williams, 10536 Spaulding Circle, Omaha, NE 68134  
Lance Hedquist, 1615 First Avenue, South Sioux City, NE 68776

Contingent upon your approval, the following individuals are being reappointed to the Environmental Quality Council:

Rodney Gangwish, 52685 70th Road, Shelton, NE 68876  
Mark Whitehead, 2537 Randolph St., Lincoln, NE 68510  
Mark Czaplewski, 2207 Woodridge Place, Grand Island, NE 68801  
Robert Hall, 957 North Beech, Wahoo, NE 68066  
Alden Zuhlke, 52771 860 Road, Brunswick, NE 68720  
Joe Citta Jr., P.O. Box 699, Columbus, NE 68602

The aforementioned appointees are respectfully submitted for your consideration. Copies of the appointment certificates and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

October 7, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individuals are being appointed to the Community Corrections Council:

Dallas Massey, 90379 28th Avenue, Scottsbluff, NE 69361  
Travis Parker, 6101 S. 96th Street, Lincoln, NE 68526  
Frank Peak, 5523 N. 34th St., Omaha, NE 68111

The aforementioned appointees are respectfully submitted for your consideration. Copies of the appointment certificates and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures



October 7, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individual is being appointed to the Nebraska Arts Council:

Stephanie Metz O'Keefe, 9838 Harney Parkway North, Omaha, NE 68114

Contingent upon your approval, the following individuals are being reappointed to the Nebraska Arts Council:

David Gardels, 110 North 54th Street, Omaha, NE 68132  
Joanne Medlock, HC 14, Box 100, Valentine, NE 69201  
Sandra Schroeder, 201 Bridge Road, Norfolk, NE 68701

The aforementioned appointees are respectfully submitted for your consideration. Copies of the appointment certificates and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

October 7, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individual is being reappointed to the Board of Educational Lands and Funds:

M. Jane Keller, 303 West Highway 20, Bassett, NE 68714

The aforementioned appointee is respectfully submitted for your consideration. A copy of the certificate of appointment and background information are included for your review.

Sincerely,

(Signed) Dave Heineman  
Governor

Enclosures

October 7, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individual is being appointed to the Nebraska Rural Health Advisory Commission:

Margaret Ann "Peggy" Rogers, 1111 West First Street, McCook, NE 69001

The aforementioned appointee is respectfully submitted for your consideration. A copy of the certificate of appointment and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

October 21, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individual is being appointed to the Crime Victim's Reparations Committee:

Michael McLarney, 1103 Leavenworth Street, Omaha, NE 68102

The aforementioned appointee is respectfully submitted for your consideration. A copy of the certificate of appointment and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

October 21, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individual is being reappointed to the State Electrical Board:

Tom Ourada, 1130 East 13th Street, Crete, NE 68333

The aforementioned appointee is respectfully submitted for your consideration. A copy of the certificate of appointment and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

October 21, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individual is being reappointed to the Nebraska Oil and Gas Conservation Commission:

Thomas Sonntag, 1024 6th Avenue, Sidney, NE 69162

The aforementioned appointee is respectfully submitted for your consideration. A copy of the certificate of appointment and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

October 22, 2009

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

Dear Mr. President, Speaker Flood and Members of the Legislature:

Contingent upon your approval, the following individual is being  
reappointed to the Nebraska Investment Council:

John Dinkel, 2206 Koenigstein Ave., Norfolk, NE 68701

The aforementioned appointee is respectfully submitted for your  
consideration. A copy of the certificate of appointment and background  
information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

October 22, 2009

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

Dear Mr. President, Speaker Flood and Senators:

Contingent upon your approval, the following individuals are being  
reappointed to the Nebraska Educational Telecommunications Commission:

Kenneth Bird, 7303 Western Avenue, Omaha, NE 68114  
Phillip Dudley Jr., 1820 North Elm, Hastings, NE 68901  
J. Richard Shoemaker, 611 Patterson, Cambridge, NE 69002

The aforementioned appointees are respectfully submitted for your  
consideration. Copies of the certificates and background materials are  
included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

October 26, 2009

Mr. President, Speaker Flood

and Members of the Legislature  
State Capitol Building  
Lincoln, NE 68509

Dear Mr. President, Speaker Flood and Senators:

Contingent upon your approval, the following individual is being appointed to the Nebraska Power Review Board:

Rick Morehouse, 3135 Primrose Drive, Scottsbluff, NE 69361

Contingent upon your approval, the following individual is being reappointed to the Nebraska Power Review Board:

Michael Siedschlag, 13511 Charles Circle, Omaha, NE 68154

The aforementioned appointees are respectfully submitted for your consideration. Copies of the certificates and background information are included for your review.

Sincerely,  
(Signed) Dave Heineman  
Governor

Enclosures

### **EXECUTIVE BOARD REPORT**

The Executive Board reported the following committee assignments made over the interim:

Senator Pirsch has been appointed to the Revenue Committee and no longer serves on the Government, Military and Veterans Affairs Committee and Senator Krist has been appointed to the General Affairs Committee, Urban Affairs Committee, and Government, Military and Veterans Affairs Committee.

Senator Utter has been appointed to fill the vacancy on the Legislative Performance Audit Committee.

Senator Council has been appointed to the State Council for Juvenile Interstate Compact (LB237, 2009).

### **ANNOUNCEMENT**

The Children's Behavioral Health Oversight Committee elected Senator Campbell as Chairperson and Senator Dubas as Vice Chairperson.

**REPORTS**

The following reports were received by the Legislature:

**Agriculture, Department of**

Commercial Dog and Cat Operator Inspection Act Fiscal Report for 2008/2009

**Arts Council, Nebraska**

Nebraska Arts and Humanities Cash Fund Report

**Attorney General, Nebraska**

2008 Annual Report, For the People

**Auditor of Public Accounts**

Lottery, Nebraska, Audit Report

Nebraska Public Employees Retirement Systems - State and County Employees Retirement Plan for the year ended December 31, 2008

Revenue, Department of, Cigarette Tax Receipts, Attestation Report for the fiscal year ended June 30, 2009

**Correctional Services, Department of**

34th Annual Report and Statistical Summary

Certification of Inmate Population above Design Capacity in Nebraska's Correctional System

**Criminal Justice, Commission on Law Enforcement and**

Nebraska Crime Victim's Reparations Program Report for fiscal year 07/08

**Economic Development, Department of**

Nebraska Affordable Housing Trust Fund 2008 Annual Report

Proposed 2008 Annual Performance Evaluation Report for the Housing and Community Development Programs Consolidated Plan

**Energy Office, Nebraska**

Monthly Consensus Estimate of General Fund Receipts

**Fire Marshal, State**

Number of Volunteer Members Report

**Fiscal Office, Legislative**

State of Nebraska FY2009-10/FY2010-11 Biennial Report

**Game and Parks Commission**

Game Law Investigation Cash Fund Annual Report

**Health and Human Services**

Annual Report to the Legislature for the Women's Health Initiative

Division of Developmental Disabilities, Beatrice State Developmental Center Baseline Quarterly Reports

**Investment Finance Authority, Nebraska (NIFA)**

2006 Series A, B, C, D, E and F Community Development Loan Notes (City of Lincoln Program-2006) Reports

Clean Water State Revolving Fund Bonds Notice

Clean Water State Revolving Fund Revenue Bonds Series 2009B Notice

Clean Water State Revolving Fund Revenue Bonds Series 2009B Quarterly Report

Community Development Loan Notes (City of Lincoln Program - 2009) 2009 Multiple Series

Drinking Water State Revolving Fund Revenue Bonds Series 2008 A,  
Quarterly Report  
Nebraska Investment Finance Authority Agricultural Loans Report for  
Fiscal Year 9/16/09 ending June 30, 2009  
Single Family Housing Bonds and General Obligation Bonds Notice

**Labor, Department of**

Significant Modifications to Nebraska's Strategic State Plans for PY09

**Natural Resources, Department of**

Annual Report and Plan of Work for the Nebraska State Water Planning  
and Review Process

Water Resources Cash Fund Uses for the Previous Fiscal Year 2008-2009

**Performance Audit, Legislative**

2008-2009 Annual Report

**Public Service Commission**

2009 Annual Report on Telecommunications

**Retirement Systems, Public Employees**

County Employees' Retirement System Cash Balance Benefit Fund,  
Actuarial Valuation Results as of January 1, 2009 for County Fiscal  
Year Ending June 30, 2011

County Equal Retirement Benefit Fund, Actuarial Valuation Results as of  
January 1, 2009 for Fiscal Year Ending June 30, 2010

State Employees' Retirement System Cash Balance Benefit Fund,  
Actuarial Valuation Results as of January 1, 2009 for State Fiscal Year  
Ending June 30, 2011

State Equal Retirement Benefit Fund, Actuarial Valuation Results as of  
January 1, 2009 for State Fiscal Year Ending June 30, 2010

**Revenue, Nebraska Department of**

Monthly Consensus Estimate of General Fund Receipts

Nebraska Lottery 2009 Annual Report

Nebraska Tax Incentives Annual Report to the Nebraska Legislature

**Roads, Nebraska Department of**

Board of Public Roads Classifications and Standards Minutes for April  
and May 2009

State Highway Commission Quarterly Report

Traffic Crash Facts Annual Report

**State Fair Board**

Expenditures from State Fair Funds Account, July 1, 2008 through June  
30, 2009

**COMMUNICATION**

Received a copy of House Joint Resolution 27 in accordance with Uniform  
Rule 49B from the state of Alaska relating to sovereign powers of the state.

**BILLS ON FIRST READING**

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

**LEGISLATIVE BILL 1.** Introduced by Speaker Flood, 19; at the request of the Governor.

A BILL FOR AN ACT relating to appropriations; to amend Laws 2009, LB 35A, section 3, Laws 2009, LB 314, sections 21 and 41, Laws 2009, LB 315, sections 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, 26, 27, 28, 29, 30, 31, 32, 33, 34, 35, 36, 37, 38, 39, 40, 41, 42, 43, 44, 45, 46, 48, 50, 51, 53, 54, 55, 56, 57, 58, 59, 60, 61, 62, 63, 64, 65, 66, 67, 68, 70, 71, 72, 74, 75, 77, 78, 79, 85, 90, 91, 92, 93, 94, 96, 97, 98, 99, 100, 101, 103, 104, 106, 107, 108, 110, 111, 112, 113, 114, 115, 118, 119, 120, 121, 122, 123, 124, 125, 127, 131 133, 134, 136, 138, 139, 140, 141, 142, 143, 144, 145, 146, 147, 149, 150, 151, 152, 153, 154, 155, 156, 157, 158, 159, 160, 161, 162, 163, 165, 166, 167, 168, 169, 170, 171, 172, 173, 174, 175, 177, 178, 179, 181, 182, 183, 184, 185, 187, 188, 189, 190, 191, 192, 193, 195, 196, 196, 198, 199, 200, 201, 202, 203, 204, 205, 206, 207, 208, 209, 210, 211, 212, 213, 214, 215, 218, 219, 220, 222, 225, 226, 227, 228, 229, 230, 231, 232, 233, 234, 235, 236, 237, 238, 239, 240, 241, 242, 243, 244, 245, 246, 247, 248, 250, 251, 252, 253, 254, 255, 256, 257, 258, 259, 260, 261, 264, 265, 266, 267, 268, 269, 270, 271, 272, 273, 274, 275, and 282, and Laws 2009, LB 545A, section 1; to define terms; to appropriate and reappropriate funds; to state intent; to change appropriations as prescribed; to change transfers; to provide for transfers; to harmonize provisions; to repeal the original sections; to outright repeal Laws 2009, LB 315, sections 80, 81, 82, 83, 84, 86, 87, 88, and 89; and to declare an emergency.

**LEGISLATIVE BILL 2.** Introduced by Speaker Flood, 19; at the request of the Governor.

A BILL FOR AN ACT relating to funds; to amend section 77-3,111, Reissue Revised Statutes of Nebraska, sections 71-5714 and 72-1001, Revised Statutes Cumulative Supplement, 2008, and sections 9-812 and 82-331, Revised Statutes Supplement, 2009; to provide for and eliminate certain fund transfers; to harmonize provisions; to repeal the original sections; to outright repeal sections 90-513 and 90-514, Revised Statutes Supplement, 2009; and to declare an emergency.

**LEGISLATIVE BILL 3.** Introduced by Speaker Flood, 19; at the request of the Governor.

A BILL FOR AN ACT relating to state funds; to amend sections 2-1222, 2-1503.01, 2-1577, 2-1587, 2-15,122, 2-1808, 2-2317, 2-2627, 2-3413, 2-3633, 2-3763, 2-3812, 2-4018, 3-126, 13-2704, 24-227.01, 24-229, 25-2921, 25-3002, 29-2259.02, 29-2262.07, 29-3921, 33-102, 35-1203, 37-345, 38-157, 46-1121, 46-1403, 50-437, 54-197, 54-635, 57-919,



66-739, 70-1020, 71-222.02, 71-4732, 72-1249.02, 72-2009, 76-549, 77-3,110, 77-4310.03, 77-5031, 79-810, 79-1320, 81-188.01, 81-201.05, 81-2,147.11, 81-2,162.27, 81-2,291, 81-528, 81-5,153, 81-8,110.07, 81-8,194, 81-1120.23, 81-1201.22, 81-1252, 81-1278, 81-1413.01, 81-1428, 81-15,121, 81-15,165, 81-15,180, 81-1607.01, 81-1634, 81-2004.01, 81-2004.05, 81-2105, 81-3524, 82-108.02, 82-316, 83-913.01, 84-321, 84-409, 84-414, 84-1227, 85-1419, 85-1803, 86-127, 86-312, 86-463, 88-545.01, 88-552, and 89-1,100, Reissue Revised Statutes of Nebraska, sections 48-1,116, 49-14,140, 50-114.05, 53-117.06, 53-304, 54-857, 54-2428, 55-131, 59-1608.04, 60-3,218, 61-210, 61-218, 66-4,100, 71-5661, 71-5714, 71-8612, 72-2211, 72-2501, 76-2226, and 77-5601, Revised Statutes Cumulative Supplement, 2008, and sections 1-111, 2-958.01, 2-5106, 47-632, 57-705, 60-2132, 66-1521, 66-1839, 77-1342, 81-885.15, 81-1201.21, 81-15,160, 81-3119, 81-3432, and 84-510, Revised Statutes Supplement, 2009; provide for transfers to the General Fund; to eliminate obsolete provisions; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 4.** Introduced by Speaker Flood, 19; at the request of the Governor.

A BILL FOR AN ACT relating to appropriations; to appropriate funds for the expenses incurred during the One Hundred First Legislature, First Special Session, 2009; and to declare an emergency.

**LEGISLATIVE BILL 5.** Introduced by Education Committee: Adams, 24, Chairperson; Avery, 28; Giese, 17; Haar, 21; Howard, 9; Sullivan, 41; Lautenbaugh, 18.

A BILL FOR AN ACT relating to state aid to schools; to amend sections 79-1005.01, 79-1007.15, 79-1007.19, and 79-1008.01, Reissue Revised Statutes of Nebraska, and sections 77-3446, 79-1001, 79-1003, 79-1007.11, 79-1007.23, and 79-1023, Revised Statutes Supplement, 2009; to redefine terms; to change and eliminate provisions relating to disbursement of income tax receipts, calculation of formula need, elementary site allowance, teacher education adjustment, and instructional time allowance and expenditure limits as prescribed; to provide for calculation of a teacher education allowance; to harmonize provisions; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 6.** Introduced by Carlson, 38.

A BILL FOR AN ACT relating to animals; to amend sections 28-1006, 28-1012, and 29-820, Reissue Revised Statutes of Nebraska, section 54-630, Revised Statutes Cumulative Supplement, 2008, and sections 54-627 and 54-628, Revised Statutes Supplement, 2009; to change inspection provisions of the Commercial Dog and Cat Operator Inspection Act; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 7.** Introduced by Carlson, 38.

A BILL FOR AN ACT relating to agriculture; to amend section 2-2634, Reissue Revised Statutes of Nebraska; to change pesticide registration and renewal fees; to repeal the original section; and to declare an emergency.

**RESOLUTION****LEGISLATIVE RESOLUTION 1.** Introduced by Harms, 48; Loudon, 49.

WHEREAS, the Scottsbluff girls' golf team won the 2009 Class B Girls' State Golf Tournament; and

WHEREAS, the Bearcats' win was their second straight Class B state title and their fourth title in the last seven years; and

WHEREAS, the Bearcats' win also capped off their second consecutive perfect season; and

WHEREAS, the Legislature should recognize the academic, athletic, and artistic achievements of the youth of our state.

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

1. That the Legislature congratulates the Scottsbluff girls' golf team on winning the 2009 Class B Girls' State Golf Tournament.

2. That a copy of this resolution be sent to the Bearcats and their coach, Mike Klein.

Laid over.

**EASE**

The Legislature was at ease from 3:19 p.m. until 3:33 p.m.

**REFERENCE COMMITTEE REPORT**

The Executive Board submits the following report:

<b>LB/LR</b>	<b>Committee</b>
LB1	Appropriations
LB2	Appropriations
LB3	Appropriations
LB4	General File
LB5	Education
LB6	Agriculture
LB7	Agriculture

(Signed) John Wightman, Chairperson  
Executive Board

**EASE**

The Legislature was at ease from 3:34 p.m. until 3:53 p.m.

**REFERENCE COMMITTEE REPORT**

The Executive Board submits the following report:

- Baroni, John - State Emergency Response Commission - Government, Military and Veterans Affairs
- Bird, Kenneth - Nebraska Educational Telecommunications Commission - Education
- Bucklin, Michelle - Environmental Quality Council - Natural Resources
- Citta, Joe, Jr. - Environmental Quality Council - Natural Resources
- Czaplewski, Mark - Environmental Quality Council - Natural Resources
- Dinkel, John - Nebraska Investment Council - Nebraska Retirement Systems
- Discoe, Edward - State Board of Health - Health and Human Services
- Dudley, Phillip, Jr. - Nebraska Educational Telecommunications Commission - Education
- Eberspacher, Kurt - Boiler Safety Code Advisory Board - Business and Labor
- Fenner, Jodi, Director of the Division of Developmental Disabilities - Department of Health and Human Services - Health and Human Services
- Fredrickson, Monty W., Director - Department of Roads - Transportation and Telecommunications
- Gangwish, Rodney - Environmental Quality Council - Natural Resources
- Gardels, David - Nebraska Arts Council - General Affairs
- Goodman, Mark - Nebraska Rural Health Advisory Commission - Health and Human Services
- Greenquist, Suzanne Minarick - Nebraska Rural Health Advisory Commission - Health and Human Services
- Hall, Robert - Environmental Quality Council - Natural Resources
- Hansen, G. Randall "Rand" - Crime Victim's Reparations Committee - Judiciary
- Hansen, Michael - Commission for the Blind and Visually Impaired - Health and Human Services
- Hedquist, Lance - Environmental Quality Council - Natural Resources
- Hopp, Russell - State Board of Health - Health and Human Services
- Keller, M. Jane - Board of Educational Lands and Funds - Education
- Kelly, Joe - Community Corrections Council - Judiciary
- Kester, Kenneth - State Board of Health - Health and Human Services
- Kirkpatrick, Robert - Boiler Safety Code Advisory Board - Business and Labor
- Kralik, Shawn - Nebraska Rural Health Advisory Commission - Health and Human Services
- Lindemeier, Robert - Community Corrections Council - Judiciary
- Lyons, Judd, Adjutant General - Military Department - Government, Military and Veterans Affairs
- Massey, Dallas - Community Corrections Council - Judiciary

McLarney, Michael - Crime Victim's Reparations Committee - Judiciary  
 Medlock, Joanne - Nebraska Arts Council - General Affairs  
 Mitchell, Ronnie D., Director - Department of Aeronautics - Government,  
 Military and Veterans Affairs  
 Morehouse, Rick - Nebraska Power Review Board - Natural Resources  
 O'Keefe, Stephanie Metz - Nebraska Arts Council - General Affairs  
 Ourada, Tom - State Electrical Board - General Affairs  
 Parker, Travis - Community Corrections Council - Judiciary  
 Peak, Frank - Community Corrections Council - Judiciary  
 Plouzek, Kimberly - State Emergency Response Commission - Government,  
 Military and Veterans Affairs  
 Robinson, Rich - State Board of Health - Health and Human Services  
 Rogers, Margaret Ann "Peggy" - Nebraska Rural Health Advisory  
 Commission - Health and Human Services  
 Rounds, Luisa - State Board of Health - Health and Human Services  
 Scherer, Jeffrey - Motor Vehicle Industry Licensing Board - Transportation  
 and Telecommunications  
 Schroeder, Rebecca - Nebraska Rural Health Advisory Commission - Health  
 and Human Services  
 Schroeder, Sandra - Nebraska Arts Council - General Affairs  
 Shoemaker, J. Richard - Nebraska Educational Telecommunications  
 Commission - Education  
 Siedschlag, Michael - Nebraska Power Review Board - Natural Resources  
 Sitorius, Michael - Nebraska Rural Health Advisory Commission - Health  
 and Human Services  
 Sonntag, Thomas - Nebraska Oil and Gas Conservation Commission -  
 Natural Resources  
 States, Jeffrey W., State Investment Officer - Nebraska Investment Council -  
 Nebraska Retirement Systems  
 Wanitschke, Donna - State Highway Commission - Transportation and  
 Telecommunications  
 Wells, Roger - Nebraska Rural Health Advisory Commission - Health and  
 Human Services  
 Westerman, Gary - State Board of Health - Health and Human Services  
 Whitehead, Mark - Environmental Quality Council - Natural Resources  
 Williams, Ethel - Environmental Quality Council - Natural Resources  
 Wilson, William "Scott" - Coordinating Commission for Postsecondary  
 Education - Education  
 Winterer, Kerry T., Chief Executive Officer - Department of Health and  
 Human Services - Health and Human Services  
 Zuhlke, Alden - Environmental Quality Council - Natural Resources

(Signed) John Wightman, Chairperson  
 Executive Board

**NOTICE OF COMMITTEE HEARINGS**  
Business and Labor

Room 2102

Thursday, November 5, 2009 9:00 a.m.

Kurt Eberspacher - Boiler Safety Code Advisory Board  
Robert Kirkpatrick - Boiler Safety Code Advisory Board

(Signed) Steve Lathrop, Chairperson

Education

Room 1525

Thursday, November 5, 2009 10:30 a.m.

M. Jane Keller - Board of Educational Lands and Funds  
William "Scott" Wilson - Coordinating Commission for Postsecondary  
Education  
Kenneth Bird - Nebraska Educational Telecommunications Commission  
Phillip Dudley Jr. - Nebraska Educational Telecommunications Commission  
J. Richard Shoemaker - Nebraska Educational Telecommunications  
Commission

(Signed) Greg Adams, Chairperson

General Affairs

Room 1510

Thursday, November 5, 2009 11:00 a.m.

Tom Ourada - State Electrical Board  
David Gardels - Nebraska Arts Council  
Joanne Medlock - Nebraska Arts Council  
Stephanie Metz O'Keefe - Nebraska Arts Council  
Sandra Schroeder - Nebraska Arts Council

(Signed) Russ Karpisek, Chairperson

## Government, Military and Veterans Affairs

Room 1507

Friday, November 6, 2009 1:15 p.m.

Judd Lyons - Military Department  
Ronnie D. Mitchell - Department of Aeronautics  
John Baroni - State Emergency Response Commission  
Kimberly Plouzek - State Emergency Response Commission

(Signed) Bill Avery, Chairperson

Health and Human Services

Room 1510

Friday, November 6, 2009 9:30 a.m.

Jodi Fenner - Department of Health and Human Services  
Kerry T. Winterer - Department of Health and Human Services

Friday, November 6, 2009 10:30 a.m.

Mark Goodman - Nebraska Rural Health Advisory Commission  
Suzanne Minarick Greenquist - Nebraska Rural Health Advisory Commission  
Shawn Kralik - Nebraska Rural Health Advisory Commission  
Margaret Ann "Peggy" Rogers - Nebraska Rural Health Advisory  
Commission  
Rebecca Schroeder - Nebraska Rural Health Advisory Commission  
Michael Sitorius - Nebraska Rural Health Advisory Commission  
Roger Wells - Nebraska Rural Health Advisory Commission

Friday, November 6, 2009 1:15 p.m.

Michael Hansen - Commission for the Blind and Visually Impaired

Friday, November 6, 2009 1:30 p.m.

Edward Discoe - State Board of Health  
Russell Hopp - State Board of Health  
Kenneth Kester - State Board of Health  
Rich Robinson - State Board of Health  
Luisa Rounds - State Board of Health  
Gary Westerman - State Board of Health

(Signed) Tim Gay, Chairperson

Judiciary

Room 1113

Friday, November 6, 2009 10:00 a.m.

G. Randall "Rand" Hansen - Crime Victim's Reparations Committee  
Michael McLarney - Crime Victim's Reparations Committee  
Joe Kelly - Community Corrections Council  
Robert Lindemeier - Community Corrections Council  
Dallas Massey - Community Corrections Council  
Travis Parker - Community Corrections Council  
Frank Peak - Community Corrections Council

(Signed) Brad Ashford, Chairperson

Natural Resources

Room 1507

Thursday, November 5, 2009 1:30 p.m.

Thomas Sonntag - Nebraska Oil and Gas Conservation Commission  
Rick Morehouse - Nebraska Power Review Board  
Michael Siedschlag - Nebraska Power Review Board  
Michelle Bucklin - Environmental Quality Council  
Joe Citta Jr. - Environmental Quality Council  
Mark Czaplowski - Environmental Quality Council  
Rodney Gangwish - Environmental Quality Council  
Robert Hall - Environmental Quality Council  
Lance Hedquist - Environmental Quality Council  
Mark Whitehead - Environmental Quality Council  
Ethel Williams - Environmental Quality Council  
Alden Zuhlke - Environmental Quality Council

(Signed) Chris Langemeier, Chairperson

Nebraska Retirement Systems

Room 1525

Tuesday, November 10, 2009 12:15 p.m.

Jeffrey W. States - Nebraska Investment Council  
John Dinkel - Nebraska Investment Council

Tuesday, November 17, 2009 12:15 p.m.

Presentation of annual actuarial reports to the Retirement Committee on the defined benefit plans

(Signed) Dave Pankonin, Chairperson

Transportation and Telecommunications

Room 1113

Friday, November 6, 2009 8:30 a.m.

Monty W. Fredrickson - Department of Roads  
 Donna Wanitschke - State Highway Commission  
 Jeffrey Scherer - Motor Vehicle Industry Licensing Board

(Signed) Deb Fischer, Chairperson

Appropriations

Room 1524

Thursday, November 5, 2009 1:30 p.m.

LB1

LB2

LB3

Agency 87 - Accountability and Disclosure Commission  
 Agency 7 - Governor  
 Agency 8 - Lieutenant Governor  
 Agency 5 - Supreme Court  
 Agency 9 - Secretary of State  
 Agency 10 - Auditor of Public Accounts  
 Agency 11 - Attorney General  
 Agency 12 - State Treasurer  
 Agency 14 - Public Service Commission  
 Agency 21 - State Fire Marshal  
 Agency 3 - Legislative Council  
 Agency 46 - Correctional Services, Department of  
 Agency 64 - State Patrol, Nebraska  
 Agency 78 - Nebraska Commission on Law Enforcement and Criminal  
 Justice  
 Agency 94 - Public Advocacy, Commission on

Friday, November 6, 2009 9:15 a.m.

Agency 56 - Wheat Board, Nebraska  
 Agency 18 - Agriculture, Department of  
 Agency 29 - Natural Resources, Department of  
 Agency 39 - Brand Committee, Nebraska  
 Agency 52 - State Fair Board



Agency 60 - Ethanol Board, Nebraska  
 Agency 61 - Dairy Industry Development Board, Nebraska  
 Agency 17 - Aeronautics, Department of  
 Agency 27 - Roads, Department of  
 Agency 31 - Military Department  
 Agency 33 - Game and Parks Commission  
 Agency 53 - Real Property Appraiser Board

Friday, November 6, 2009 1:30 p.m.

Agency 23 - Labor, Department of  
 Agency 35 - Liquor Control Commission, Nebraska  
 Agency 62 - Land Surveyors, State Board of Examiners for  
 Agency 66 - Abstracters Board of Examiners  
 Agency 93 - Tax Equalization and Review Commission  
 Agency 41 - State Real Estate Commission  
 Agency 30 - Electrical Board, State  
 Agency 54 - Historical Society, Nebraska State  
 Agency 57 - Oil and Gas Conservation Commission, Nebraska  
 Agency 65 - Administrative Services, Department of  
 Agency 71 - Nebraska Energy Office  
 Agency 74 - Power Review Board, Nebraska  
 Agency 13 - Education, Department of

Monday, November 9, 2009 9:15 a.m.

Agency 47 - Educational Telecommunications Commission, Nebraska  
 Agency 51 - University of Nebraska System  
 Agency 75 - Investment Council, Nebraska  
 Agency 77 - Industrial Relations, Commission of  
 Agency 85 - Public Employees Retirement Board, Nebraska  
 Agency 19 - Banking, Department of  
 Agency 34 - Library Commission, Nebraska  
 Agency 48 - Coordinating Commission for Postsecondary Education  
 Agency 50 - Nebraska State College System  
 Agency 83 - Community College Aid

Monday, November 9, 2009 1:30 p.m.

Agency 22 - Insurance, Department of  
 Agency 24 - Motor Vehicles, Department of  
 Agency 32 - Educational Lands And Funds, Board of  
 Agency 40 - Motor Vehicle Licensing Board, Nebraska  
 Agency 81 - Commission for the Blind and Visually Impaired  
 Agency 69 - Arts Council, Nebraska  
 Agency 72 - Economic Development, Department of  
 Agency 84 - Environmental Quality, Department of  
 Agency 86 - Dry Bean Commission  
 Agency 88 - Corn Development, Utilization and Marketing Board

Agency 92 - Grain Sorghum Board, Nebraska  
 Agency 28 - Veterans' Affairs, Department of  
 Agency 16 - Revenue, Department of  
 Agency 36 - Racing Commission, Nebraska State  
 Agency 58 - Board of Engineers and Architects  
 Agency 73 - Landscape Architects, State Board of  
 Agency 59 - Board of Geologists

Tuesday, November 10, 2009 9:15 a.m.

Agency 82 - Commission for the Deaf and Hard of Hearing  
 Agency 25 - Health and Human Services  
 Agency 45 - Barber Examiners, Board of  
 Agency 67 - Equal Opportunity Commission  
 Agency 68 - Mexican-American Commission  
 Agency 70 - Foster Care Review Board, State  
 Agency 76 - Indian Commission, Nebraska  
 Agency 15 - Parole, Nebraska Board of  
 Agency 37 - Workers' Compensation Court  
 Agency 63 - Public Accountancy, Nebraska Board of

(Signed) Lavon Heidemann, Chairperson

Agriculture

Room 1507

Monday, November 9, 2009 1:30 p.m.

LB7

LB6

(Signed) Tom Carlson, Chairperson

## RESOLUTIONS

### LEGISLATIVE RESOLUTION 2. Introduced by Flood, 19.

WHEREAS, the Norfolk Catholic High School boys' cross country team won the 2009 Class C Boys' State Cross Country Championship; and

WHEREAS, the win gave the Knights their fourth straight state title; and

WHEREAS, Jarren Heng was the all-class gold medalist for the second straight year, and he joined with team members Nicholas Knudson, Tyler Maguire, Cole Eisenmenger, Benjamin Uhing, and Jared Uhlir to win the title; and

WHEREAS, the Legislature recognizes the academic, athletic, and artistic achievements of the youth of our state.

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

1. That the Legislature congratulates the Norfolk Catholic High School boys' cross country team on winning the 2009 Class C Boys' State Cross Country Championship.

2. That a copy of this resolution be sent to the Knights and their coach, Doug Zoucha.

Laid over.

**LEGISLATIVE RESOLUTION 3.** Introduced by Flood, 19.

WHEREAS, the Norfolk High School girls' cross country team won the 2009 Class A Girls' State Cross Country Championship; and

WHEREAS, the win gave the Panthers their second straight state title; and

WHEREAS, Emilee Aschoff became the first girl in Norfolk High history to win an individual gold medal, and she joined with team members Melissa Parks, Emily Kumm, Lauren Albin, Kelsey Doht, Stephanie Parks, and Marissa Moore to win the title; and

WHEREAS, the Legislature recognizes the academic, athletic, and artistic achievements of the youth of our state.

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

1. That the Legislature congratulates the Norfolk High School girls' cross country team on winning the 2009 Class A Girls' State Cross Country Championship.

2. That a copy of this resolution be sent to the Panthers and their coach, Lyle Moeller.

Laid over.

**ANNOUNCEMENT**

Senator Adams announced the Education Committee will hold an executive session Thursday, November 5, 2009, at 1:30 p.m., in Room 1525.

**ADJOURNMENT**

At 4:01 p.m., on a motion by Speaker Flood, the Legislature adjourned until 10:00 a.m., Thursday, November 5, 2009.

Patrick J. O'Donnell  
Clerk of the Legislature

