

**TWENTY-SIXTH DAY - FEBRUARY 13, 2012****LEGISLATIVE JOURNAL****ONE HUNDRED SECOND LEGISLATURE  
SECOND SESSION****TWENTY-SIXTH DAY**

Legislative Chamber, Lincoln, Nebraska  
Monday, February 13, 2012

**PRAYER**

The prayer was offered by Pastor Paul Coen, Luther Memorial Lutheran Church, Syracuse.

**ROLL CALL**

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

The roll was called and all members were present except Senators Coash, Conrad, Cook, Cornett, Council, Lautenbaugh, and Price who were excused; and Senator Fulton who was excused until he arrives.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the twenty-fifth day was approved.

**COMMITTEE REPORTS**

Enrollment and Review

**LEGISLATIVE BILL 800.** Placed on Select File.

**LEGISLATIVE BILL 1118.** Placed on Select File with amendment.  
ER175

- 1 1. On page 7, line 4, strike the comma and after
- 2 "project" insert an underscored comma.

**LEGISLATIVE BILL 446.** Placed on Select File.

**LEGISLATIVE BILL 801.** Placed on Select File.

**LEGISLATIVE BILL 841.** Placed on Select File.

**LEGISLATIVE BILL 790.** Placed on Select File.

(Signed) Tyson Larson, Chairperson

**COMMITTEE REPORTS**

## Enrollment and Review

**LEGISLATIVE BILL 40.** Placed on Final Reading.

**LEGISLATIVE BILL 216.** Placed on Final Reading.

**LEGISLATIVE BILL 216A.** Placed on Final Reading.

**LEGISLATIVE BILL 310.** Placed on Final Reading.

**LEGISLATIVE BILL 391.** Placed on Final Reading.

ST52

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

1. In the Schilz amendment, AM1830, on page 1, line 2, "and all amendments thereto" has been inserted before "and".

2. In the Schilz amendment, AM1831, on page 1, line 7, "4" has been struck and "14" inserted.

3. In the E and R amendments, ER159:

a. On page 1, line 14, "1 to 6" has been struck and "11 to 16" inserted; and

b. On page 3, line 3, "5" has been struck and "15" inserted.

4. On page 1, the matter beginning with "agriculture" in line 1 through line 3 and all amendments thereto have been struck and "invasive species; to amend sections 37-202, 37-524, 37-547, and 37-548, Reissue Revised Statutes of Nebraska, and section 37-201, Revised Statutes Cumulative Supplement, 2010; to define terms; to prohibit activities relating to aquatic invasive species; to provide penalties; to provide duties for the Game and Parks Commission; to create the Nebraska Invasive Species Council; to provide powers and duties; to state intent; to harmonize provisions; and to repeal the original sections." inserted.

**LEGISLATIVE BILL 426.** Placed on Final Reading.

ST51

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

1. On page 1, the matter beginning with "the" in line 1 through line 5 and all amendments thereto have been struck and "political subdivisions; to amend section 13-2706, Revised Statutes Cumulative Supplement, 2010, and section 13-3108, Revised Statutes Supplement, 2011; to change provisions relating to eligibility for grants under the Civic and Community Center Financing Act and the Sports Arena Facility Financing Assistance Act; and to repeal the original sections." inserted.

**LEGISLATIVE BILL 427.** Placed on Final Reading.

ST54

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

1. In the E & R amendments, ER165, on page 21, line 21, "64-641" has been struck and "54-641" inserted.

**LEGISLATIVE BILL 459.** Placed on Final Reading.

**LEGISLATIVE BILL 473.** Placed on Final Reading.

**LEGISLATIVE BILL 507.** Placed on Final Reading.

ST53

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

1. In the E & R amendments, ER161, on page 1, line 5, "5" has been struck and "6" inserted.

**LEGISLATIVE BILL 612.** Placed on Final Reading.

**LEGISLATIVE BILL 633.** Placed on Final Reading.

**LEGISLATIVE RESOLUTION 19CA.** Placed on Final Reading.

(Signed) Tyson Larson, Chairperson

### **ANNOUNCEMENTS**

The Natural Resources Committee designates LB1043 as its priority bill.

Senator Sullivan designates LB845 as her priority bill.

Senator Adams designates LB913 as his priority bill.

### **RESOLUTION**

Pursuant to Rule 4, Sec. 5(b), LR388 was adopted.

### **PRESIDENT SIGNED**

While the Legislature was in session and capable of transacting business, the President signed the following: LR388.

### **MOTIONS - Approve Appointments**

Senator Karpisek moved the adoption of the General Affairs Committee report for the confirmation of the following appointment(s) found on page 453:

Nebraska Arts Council

Jon Hinrichs

Pamela Price

Voting in the affirmative, 35:

Adams	Fischer	Harr, B.	Larson	Pahls
Bloomfield	Flood	Heidemann	Lathrop	Pirsch
Brasch	Gloor	Howard	Louden	Schumacher
Campbell	Haar, K.	Janssen	McCoy	Seiler
Carlson	Hadley	Karpisek	Mello	Smith
Christensen	Hansen	Krist	Nelson	Wallman
Dubas	Harms	Langemeier	Nordquist	Wightman

Voting in the negative, 0.

Present and not voting, 6:

Ashford	Lambert	Schilz
Avery	McGill	Sullivan

Excused and not voting, 8:

Coash	Cook	Council	Lautenbaugh
Conrad	Cornett	Fulton	Price

The appointments were confirmed with 35 ayes, 0 nays, 6 present and not voting, and 8 excused and not voting.

Senator Adams moved the adoption of the Education Committee report for the confirmation of the following appointment(s) found on page 481:

Coordinating Commission for Postsecondary Education

Riko Bishop

Joyce Simmons

Carol Zink

Voting in the affirmative, 36:

Adams	Fulton	Howard	Louden	Seiler
Avery	Gloor	Janssen	McCoy	Smith
Bloomfield	Haar, K.	Karpisek	McGill	Wallman
Brasch	Hadley	Krist	Mello	Wightman
Campbell	Hansen	Lambert	Nelson	
Dubas	Harms	Langemeier	Nordquist	
Fischer	Harr, B.	Larson	Pirsch	
Flood	Heidemann	Lathrop	Schumacher	

Voting in the negative, 0.

Present and not voting, 6:

Ashford	Christensen	Schilz
Carlson	Pahls	Sullivan

Excused and not voting, 7:

Coash	Cook	Council	Price
Conrad	Cornett	Lautenbaugh	

The appointments were confirmed with 36 ayes, 0 nays, 6 present and not voting, and 7 excused and not voting.

### COMMITTEE REPORTS

Government, Military and Veterans Affairs

**LEGISLATIVE BILL 772.** Placed on General File.

**LEGISLATIVE BILL 823.** Placed on General File.

**LEGISLATIVE BILL 782.** Placed on General File with amendment.

AM1901

- 1 1. Insert the following new sections:
- 2 Sec. 258. Sections 70, 71, 72, and 259 of this act
- 3 become operative on January 1, 2015. The other sections of this
- 4 act become operative three calendar months after the adjournment of
- 5 this legislative session.
- 6 Sec. 259. Original sections 49-1483, 49-1483.03, and
- 7 49-1488, Reissue Revised Statutes of Nebraska, are repealed.
- 8 2. On page 98, line 18, after the period insert "The
- 9 Clerk of the Legislature may establish requirements for the
- 10 electronic submission, distribution, and format of such reports.
- 11 The clerk may accept a report in written form only upon a showing
- 12 of good cause.".
- 13 3. On page 381, line 8, strike "49-1483,"; and in line 9
- 14 strike "49-1483.03, 49-1488,".
- 15 4. Renumber the remaining sections accordingly.

(Signed) Bill Avery, Chairperson

### ADJOURNMENT

At 9:15 a.m., on a motion by Senator Lambert, the Legislature adjourned until 9:00 a.m., Tuesday, February 14, 2012.

Patrick J. O'Donnell  
Clerk of the Legislature

