

TWELFTH DAY - JANUARY 23, 2015
LEGISLATIVE JOURNAL
ONE HUNDRED FOURTH LEGISLATURE
FIRST SESSION

TWELFTH DAY

Legislative Chamber, Lincoln, Nebraska
Friday, January 23, 2015

PRAYER

The prayer was offered by Senator Watermeier.

ROLL CALL

Pursuant to adjournment, the Legislature met at 10:00 a.m., President Foley presiding.

The roll was called and all members were present except Senators Kuehn and McCoy who were excused; and Senators K. Haar, B. Harr, and Kintner who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the eleventh day was approved.

REFERENCE COMMITTEE REPORT

The Legislative Council Executive Board submits the following report:

LB/LR	Committee
LB281	Judiciary (rereferred)
LB329	Natural Resources (rereferred)
LB347	Judiciary (rereferred)
LB497	Judiciary
LB498	Transportation and Telecommunications
LB499	Health and Human Services
LB500	Health and Human Services
LB501	Executive Board
LB502	Judiciary
LB503	Government, Military and Veterans Affairs
LB504	Judiciary
LB505	Judiciary
LB506	Appropriations
LB507	Education
LB508	Education

LB509	Education
LB510	Revenue
LB511	Education
LB512	Natural Resources
LB513	Education
LB514	Government, Military and Veterans Affairs
LB515	Banking, Commerce and Insurance
LB516	Health and Human Services
LB517	Transportation and Telecommunications
LB518	Health and Human Services
LB519	Education
LB520	Education
LB521	Revenue
LB522	Education
LB523	Revenue
LB524	Education
LB525	Education
LB526	Education
LB527	Education
LB528	Education
LB529	Education
LB530	Education
LB531	Banking, Commerce and Insurance
LB532	Appropriations
LB533	Appropriations
LB534	Education
LB535	Transportation and Telecommunications
LB536	Natural Resources
LB537	Appropriations
LB538	Revenue
LB539	Government, Military and Veterans Affairs
LB540	Urban Affairs
LB541	Government, Military and Veterans Affairs
LB542	Revenue
LB543	Health and Human Services
LB544	Agriculture
LB545	Judiciary
LB546	Judiciary
LB547	Health and Human Services
LB548	Health and Human Services
LB549	Health and Human Services
LB550	Revenue
LB551	Nebraska Retirement Systems
LB552	Government, Military and Veterans Affairs
LB553	Banking, Commerce and Insurance
LB554	Business and Labor
LB555	Business and Labor
LB556	Business and Labor
LB557	Health and Human Services

LB558 Agriculture
LB559 Revenue
LB560 Appropriations
LB561 Government, Military and Veterans Affairs
LB562 Government, Military and Veterans Affairs
LB563 Education
LB564 Transportation and Telecommunications
LB565 Appropriations
LB566 Judiciary
LB567 Health and Human Services
LB568 Transportation and Telecommunications
LB569 Appropriations
LB570 Transportation and Telecommunications
LB571 Government, Military and Veterans Affairs
LB572 Education
LB573 Revenue
LB574 Revenue
LB575 Government, Military and Veterans Affairs
LB576 Government, Military and Veterans Affairs
LB577 Government, Military and Veterans Affairs
LB578 Government, Military and Veterans Affairs
LB579 Transportation and Telecommunications
LB580 Executive Board
LB581 Natural Resources
LB582 Education
LB583 Natural Resources
LB584 Appropriations
LB585 Natural Resources
LB586 Judiciary
LB587 Revenue
LB588 Government, Military and Veterans Affairs
LB589 Education
LB590 Education
LB591 Revenue
LB592 Judiciary
LB593 Appropriations
LB594 Nebraska Retirement Systems
LB595 Education
LB596 Urban Affairs
LB597 Transportation and Telecommunications
LB598 Judiciary
LB599 Business and Labor
LB600 Business and Labor
LB601 Education
LB602 Judiciary
LB603 Judiciary
LB604 Government, Military and Veterans Affairs
LB605 Judiciary
LB606 Judiciary

LB607	Health and Human Services
LB608	Revenue
LB609	Transportation and Telecommunications
LB610	Revenue
LB611	Business and Labor
LB612	Judiciary
LB613	Revenue
LB614	Revenue
LB615	Revenue
LB616	Education
LB617	Education
LB618	Agriculture
LB619	General Affairs
LB620	Judiciary
LB621	Government, Military and Veterans Affairs
LB622	Natural Resources
LB623	Transportation and Telecommunications
LB624	Transportation and Telecommunications
LB625	Judiciary
LB626	Transportation and Telecommunications
LB627	Business and Labor
LB628	Banking, Commerce and Insurance
LB629	Transportation and Telecommunications
LB630	Judiciary
LB631	Health and Human Services
LB632	Banking, Commerce and Insurance
LB633	Appropriations
LB634	Natural Resources
LB635	Judiciary
LB636	Natural Resources
LB637	Natural Resources
LB638	Judiciary
LB639	Transportation and Telecommunications
LB640	Government, Military and Veterans Affairs
LB641	Transportation and Telecommunications
LB642	Transportation and Telecommunications
LB643	Judiciary
LB644	Transportation and Telecommunications
LB645	Revenue
LB646	Government, Military and Veterans Affairs
LB647	Judiciary
LB648	Judiciary
LB649	Government, Military and Veterans Affairs
LB650	Health and Human Services
LB651	Judiciary
LB652	Transportation and Telecommunications
LB653	Revenue
LB654	Appropriations
LB655	Nebraska Retirement Systems

LR35 Government, Military and Veterans Affairs

(Signed) Bob Krist, Chairperson
Executive Board

NOTICE OF COMMITTEE HEARING(S)

Agriculture

Room 2102

Tuesday, February 3, 2015 1:30 p.m.

LB128

LB242

(Signed) Jerry Johnson, Chairperson

MESSAGE FROM THE GOVERNOR

January 22, 2015

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

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

Contingent upon your approval, the following individual is being appointed to the Board of Parole:

Randall L. Rehmeier, 705 Wildwood Lane, Nebraska City, NE 68410

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

Sincerely,
(Signed) Pete Ricketts
Governor

Enclosure

CONFLICT OF INTEREST STATEMENT(S)

Pursuant to Rule 1, Sec. 19, Senator Nordquist has filed a Potential Conflict of Interest Statement under the Nebraska Political Accountability and Disclosure Act. The statement is on file in the Clerk of the Legislature's Office.

REPORT OF REGISTERED LOBBYISTS

Following is a list of all lobbyists who have registered as of January 22, 2015, in accordance with Section 49-1481, Revised Statutes of Nebraska. Additional lobbyists who have registered will be filed weekly.

(Signed) Patrick J. O'Donnell
Clerk of the Legislature

Blaney, Joseph
Everytown for Gun Safety Action Fund

Bolen, Holley
Bruning Law Group

Bonilla, Chenise
Council of State Governments - Justice Center

Brady, Justin J.
Radcliffe, Walter H. of Radcliffe and Associates

Bromm, Curt/Bromm & Associates
Education Service Unit #3

Bromm, Jason
Bromm, Curt/Bromm & Associates

Bruning Law Group
TracFone Wireless, Inc.

Cookson, David D.
Bruning Law Group

Hoffman, Scott J.
ABATE of Nebraska, Inc. (Withdrawn 01/19/2015)

Jensen Rogert Associates, Inc.
Capitol Management Group

Joekel, Tiffany
Coalition for a Strong Nebraska (Withdrawn 01/16/2015)

Meyer, Trudy
Nebraska Society of Certified Public Accountants

Mueller Robak
Audubon Nebraska
Data Recognition Corporation

Nelson, John E
Nebraska Association of Former State Legislators

Overcash, James A.
Associated General Contractors - Nebraska Building Chapter

Pappas, James E.
Independent Cattlemen of Nebraska (ICON)

Pelka, Marc
Council of State Governments - Justice Center

Radcliffe, Walter H. of Radcliffe and Associates
Nebraska Operators of Music and Amusements (NOMA)
NetWorks, Inc.

Reiman, Charlene
SourceGas Distribution, LLC

Sanford, Robert A.
Nebraska Domestic Violence Sexual Assault Coalition
Spohn, Katherine J.
Bruning Law Group
Wilson-Jones, Elliott
Council of State Governments - Justice Center
Zych, Michelle
Women's Fund of Greater Omaha, Inc.

REPORTS

Agency reports electronically filed with the Legislature can be found on the Nebraska Legislature's website at:
<http://www.nebraskalegislature.gov/agencies/view.php>

UNANIMOUS CONSENT - Room Change

Senator Johnson asked unanimous consent that the Agriculture Committee conduct its hearing on Tuesday, February 10, 2015, in Room 1524 instead of Room 2102. No objections. So ordered.

MOTION - Withdraw LB201

Senator Davis offered his motion, MO3, found on page 226, to withdraw LB201.

The Davis motion to withdraw the bill prevailed with 39 ayes, 0 nays, 8 present and not voting, and 2 excused and not voting.

GENERAL FILE

LEGISLATIVE BILL 1. Title read. Considered.

Senator Chambers offered the following motion:
MO4
Indefinitely postpone.

Senator Chambers withdrew his motion to indefinitely postpone.

Advanced to Enrollment and Review Initial with 40 ayes, 0 nays, 7 present and not voting, and 2 excused and not voting.

LEGISLATIVE BILL 2. Title read. Considered.

Advanced to Enrollment and Review Initial with 38 ayes, 0 nays, 9 present and not voting, and 2 excused and not voting.

LEGISLATIVE BILL 3. Title read. Considered.

Advanced to Enrollment and Review Initial with 38 ayes, 0 nays, 9 present and not voting, and 2 excused and not voting.

LEGISLATIVE BILL 4. Title read. Considered.

Advanced to Enrollment and Review Initial with 39 ayes, 0 nays, 8 present and not voting, and 2 excused and not voting.

LEGISLATIVE BILL 5. Title read. Considered.

Advanced to Enrollment and Review Initial with 40 ayes, 0 nays, 7 present and not voting, and 2 excused and not voting.

LEGISLATIVE BILL 6. Title read. Considered.

Advanced to Enrollment and Review Initial with 35 ayes, 0 nays, 12 present and not voting, and 2 excused and not voting.

LEGISLATIVE BILL 7. Title read. Considered.

Advanced to Enrollment and Review Initial with 38 ayes, 0 nays, 9 present and not voting, and 2 excused and not voting.

LEGISLATIVE BILL 8. Title read. Considered.

Advanced to Enrollment and Review Initial with 38 ayes, 0 nays, 9 present and not voting, and 2 excused and not voting.

LEGISLATIVE BILL 9. Title read. Considered.

Advanced to Enrollment and Review Initial with 39 ayes, 0 nays, 8 present and not voting, and 2 excused and not voting.

RESOLUTION(S)**LEGISLATIVE RESOLUTION 37.** Introduced by Seiler, 33.

WHEREAS, Luke Chamberlain, a member of Troop 192 from Hastings, has completed the requirements for the rank of Eagle Scout in the Boy Scouts of America; and

WHEREAS, to achieve the rank of Eagle Scout, the highest rank in scouting, a Boy Scout must fulfill requirements in the areas of leadership, service, and outdoor skills. Although many options are available to demonstrate proficiency in these areas, a number of specific skills are required to advance through the ranks of Tenderfoot, Second Class, First Class, Star, Life, and finally Eagle Scout. Throughout his scouting

experience, Luke has learned, been tested on, and been recognized for various scouting skills; and

WHEREAS, to achieve the rank of Eagle Scout, a Boy Scout is required to earn 21 merit badges, 12 of which are in required areas. Luke earned 64 merit badges; and

WHEREAS, to achieve the rank of Eagle Scout, it is also necessary to complete a community service project approved by the troop and the scout council. For his Eagle Scout community service project, Luke built six tables, assembled a tool shed, and planted three fruit trees for the Hastings Middle School garden, donating a total of 102 hours of community service; and

WHEREAS, only a small percentage of the boys who join the Boy Scouts of America achieve the rank of Eagle Scout; and

WHEREAS, Luke, through his hard work and perseverance, has joined other high achievers who are Eagle Scouts, such as astronauts, political and industry leaders, artists, scientists, and athletes.

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

1. That the Legislature congratulates Luke Chamberlain on achieving the rank of Eagle Scout.
2. That a copy of this resolution be sent to Luke Chamberlain.

Laid over.

NOTICE OF COMMITTEE HEARING(S)

General Affairs

Room 1510

Monday, February 2, 2015 1:30 p.m.

LB204
LB486
LB619
LB339
LB439
LB460

(Signed) Tyson Larson, Chairperson

Government, Military and Veterans Affairs

Room 1507

Friday, January 30, 2015 2:00 p.m.

Dana Miller - State Emergency Response Commission
Tim Hofbauer - State Emergency Response Commission
Carol E. Schlegel - Nebraska Tourism Commission
Daryl L. Bohac - Military Department
John Hilgert - Department of Veterans Affairs
Jim Heine - State Fire Marshal
Samuel Seever - State Personnel Board
Christopher Waddle - State Personnel Board

(Signed) John Murante, Chairperson

Banking, Commerce and Insurance

Room 1507

Monday, February 2, 2015 1:30 p.m.

LB286
LB352
LB252
LB226

Tuesday, February 3, 2015 1:30 p.m.

LB464
LB180
LB298
LB458

(Signed) Jim Scheer, Chairperson

CONFLICT OF INTEREST STATEMENT(S)

Pursuant to Rule 1, Sec. 19, Senator Coash has filed a Potential Conflict of Interest Statement under the Nebraska Political Accountability and Disclosure Act. The statement is on file in the Clerk of the Legislature's Office.

UNANIMOUS CONSENT - Add Cointroducer(s)

Unanimous consent to add Senator(s) as cointroducer(s). No objections. So ordered.

Pansing Brooks - LB83 and LB623

Schilz - LB423

Coash - LB329 and LB268

Howard - LB346

Kolterman - LB178

Baker, Craighead, Mello, Nordquist, Schnoor, Watermeier - LB190

VISITORS

Visitors to the Chamber were Senator Hadley's wife, Marilyn, from Kearney and Randy and Betty Steufen from Vermillion, SD.

The Doctor of the Day was Dr. Michael Keralis from Lincoln.

ADJOURNMENT

At 11:57 a.m., on a motion by Speaker Hadley, the Legislature adjourned until 10:00 a.m., Monday, January 26, 2015.

Patrick J. O'Donnell
Clerk of the Legislature

