

**FOURTH DAY - JANUARY 12, 2004****LEGISLATIVE JOURNAL****NINETY-EIGHTH LEGISLATURE  
SECOND SESSION****FOURTH DAY**

Legislative Chamber, Lincoln, Nebraska  
Monday, January 12, 2004

**PRAYER**

The prayer was offered by Pastor Cindy Sickler, Christ Unity Church, Lincoln.

**ROLL CALL**

Pursuant to adjournment, the Legislature met at 9:00 a.m., Speaker Bromm presiding.

The roll was called and all members were present except Senator Hudkins who was excused; and Senators Beutler, Brown, Connealy, Hartnett, Mossey, and Price who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the third day was approved.

**RESOLUTION**

**LEGISLATIVE RESOLUTION 210.** Introduced by Erdman, 47.

WHEREAS, the Paxton Tigers Volleyball team won the Nebraska Class D-1 State Volleyball Championship with a 15-12, 16-14 win over Republican Valley; and

WHEREAS, the Paxton Tigers went undefeated in their district throughout the regular season under Coach Jody Rhodes; and

WHEREAS, the Lincoln-Journal Star named Paxton Tigers senior Kelsey Perlinger to their All-State team for the second straight year and Paxton senior Jena McFadden was named to the D-1 second team; and

WHEREAS, the Paxton Tigers volleyball team represented their community with excellence and sportsmanship.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NINETY-EIGHTH LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Legislature congratulates the Paxton Tigers volleyball team on their successful season.

2. That a copy of this resolution be sent to the team and Coach Jody Rhodes.

Laid over.

### GENERAL FILE

**LEGISLATIVE BILL 172.** Considered.

Senator Foley renewed his pending amendment, AM2025, found on page 1991, First Session, 2003.

Senator Foley withdrew his amendment.

Senator Schimek offered the following amendment:

AM2066

1 1. Strike original section 1 and all amendments thereto  
 2 and insert the following new sections:  
 3 "Section 1. Section 71-6909, Reissue Revised Statutes of  
 4 Nebraska, is amended to read:  
 5 71-6909. On or before October 1 of each school year,  
 6 each school district shall provide written information to all  
 7 students in grades seven through twelve explaining the provisions  
 8 of section 71-6902 with regard to the requirements for parental  
 9 notification as a condition for obtaining an abortion. The  
 10 information shall also explain the provisions of sections 71-6903  
 11 and 71-6904 with regard to seeking a judicial waiver of the  
 12 parental notification requirements. The provisions of this section  
 13 shall be narrowly construed to require a school district to provide  
 14 only the information specified in this section. The provisions of  
 15 this section shall not be construed to require a school district to  
 16 provide specific information regarding how students may implement  
 17 the judicial ~~bypass~~ waiver provisions of section 71-6903. The  
 18 State Department of Education shall develop and distribute to all  
 19 public schools a standardized information form which may be used to  
 20 comply with this section. The standardized information form shall  
 21 be approved by the State Board of Education following opportunity  
 22 for public testimony at a public hearing of the board.  
 23 Sec. 2. Original section 71-6909, Reissue Revised  
 24 Statutes of Nebraska, is repealed."

### SENATOR CUDABACK PRESIDING

Pending.

### BILLS ON FIRST READING

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

**LEGISLATIVE BILL 993.** Introduced by Building Maintenance Committee: Thompson, 14, Chairperson; Janssen, 15; Jensen, 20; D. Pederson, 42; Tyson, 19; Wehrbein, 2.

A BILL FOR AN ACT relating to state government; to amend section 81-1108.22, Reissue Revised Statutes of Nebraska, and section 81-1108.15, Revised Statutes Supplement, 2002; to require an annual report by the state building division; to change provisions for rental of office space; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 994.** Introduced by Mines, 18; Combs, 32; Cudaback, 36; Redfield, 12.

A BILL FOR AN ACT relating to motor vehicles; to amend sections 60-311.03 to 60-311.05, 60-311.07 to 60-311.10, 60-311.13, 60-311.17, 60-311.21, 60-311.25, 60-323, 60-324, 60-331.03, 60-334, 60-345, 60-347, and 60-683, Reissue Revised Statutes of Nebraska, sections 18-1736, 18-1737, 60-108, 60-117, 60-304, 60-311.11, 60-311.12, 60-311.14, 60-311.23, 60-315, 60-315.01, 60-335, 60-6,197.01, 60-1901 to 60-1903, 60-1908, and 81-2005, Revised Statutes Supplement, 2002, and sections 60-301, 60-305.03, 60-305.04, 60-310, 60-311, 60-311.02, 60-311.16, 60-320, 60-321, 60-331, 60-361, and 60-1306, Revised Statutes Supplement, 2003; to provide for one license plate and In Transit decal per vehicle; to change provisions relating to license plates; to eliminate obsolete language; to harmonize provisions; to provide an operative date; and to repeal the original sections.

**LEGISLATIVE BILL 995.** Introduced by Preister, 5.

A BILL FOR AN ACT relating to the Nebraska Liquor Control Act; to amend sections 53-101 and 53-124.14, Revised Statutes Supplement, 2002; to state intent; to prohibit the sale of alcoholic liquor in unincorporated villages as prescribed; and to repeal the original sections.

**LEGISLATIVE BILL 996.** Introduced by Jensen, 20.

A BILL FOR AN ACT relating to automated external defibrillators; to amend section 71-51,102, Reissue Revised Statutes of Nebraska; to eliminate restrictions on users; to change liability provisions; to provide duties for owners; and to repeal the original section.

**LEGISLATIVE BILL 997.** Introduced by Baker, 44.

A BILL FOR AN ACT relating to cities and villages; to amend sections 16-230 and 17-563, Reissue Revised Statutes of Nebraska; to change notice provisions relating to the abatement and removal of nuisances; and to repeal the original sections.

**LEGISLATIVE BILL 998.** Introduced by D. Pederson, 42; Brown, 6;

Combs, 32; Engel, 17; Johnson, 37.

A BILL FOR AN ACT relating to the Nebraska Hospital-Medical Liability Act; to amend section 44-2824, Reissue Revised Statutes of Nebraska, and sections 44-2827, 44-2829, and 44-2831, Revised Statutes Supplement, 2003; to change financial responsibility requirements as prescribed; to change surcharge provisions; and to repeal the original sections.

**LEGISLATIVE BILL 999.** Introduced by Banking, Commerce and Insurance Committee: Quandahl, 31, Chairperson; Foley, 29; Jensen, 20; Johnson, 37; Louden, 49; Mines, 18; Redfield, 12; Tyson, 19.

A BILL FOR AN ACT relating to banking and finance; to amend sections 8-1009, 8-1512, 8-1513, 45-206, 45-342, 45-346, and 45-921, Reissue Revised Statutes of Nebraska, sections 8-113, 8-208, 8-910, 8-1006, 8-1008, 8-1010, 8-1511, 45-205, 45-351, 45-1017, and 45-1065, Revised Statutes Supplement, 2002, and sections 8-157.01, 8-1,140, 8-355, 8-602, 8-1001, 8-1003, 8-1012.01, 21-17,115, 45-101.04, 45-1018, 45-1024, and 45-1025, Revised Statutes Supplement, 2003; to change provisions relating to bank names, executive officers, electronic terminals, trust companies, fees, the Nebraska Sale of Checks and Funds Transmission Act, interest and loans, revolving charge agreements, the Nebraska Installment Sales Act, the Delayed Deposit Services Licensing Act, and the Nebraska Installment Loan Act; to revise powers of state-chartered banks, building and loan associations, and credit unions; to provide for credit card banks; to define and redefine terms; to eliminate obsolete language; to harmonize provisions; to provide operative dates; to repeal the original sections; and to declare an emergency.

**LEGISLATIVE BILL 1000.** Introduced by Chambers, 11.

A BILL FOR AN ACT relating to the Nebraska Correctional Health Care Services Act; to amend sections 83-4,153, 83-4,154, and 83-4,157, Revised Statutes Supplement, 2002; to provide for a mental health treatment program; to define a term; to provide powers and duties; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 1001.** Introduced by Chambers, 11.

A BILL FOR AN ACT relating to the Department of Correctional Services; to prohibit recording certain telephone conversations as prescribed.

**LEGISLATIVE BILL 1002.** Introduced by Chambers, 11.

A BILL FOR AN ACT relating to the Commercial Dog and Cat Operator Inspection Act; to amend sections 54-626 and 54-627, Revised Statutes Supplement, 2003; to define and redefine terms; to change pet shop provisions; and to repeal the original sections.

**LEGISLATIVE BILL 1003.** Introduced by Chambers, 11.

A BILL FOR AN ACT relating to state constitutional officers; to amend section 75-104, Reissue Revised Statutes of Nebraska, and sections 84-101.01, 84-201.01, and 84-721, Revised Statutes Supplement, 2002; to change the salaries of the Governor, Lieutenant Governor, Secretary of State, Auditor of Public Accounts, State Treasurer, Attorney General, and members of the Public Service Commission; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 1004.** Introduced by Baker, 44.

A BILL FOR AN ACT relating to the Public Service Commission; to amend section 75-112, Reissue Revised Statutes of Nebraska, and section 86-329, Revised Statutes Supplement, 2002; to change provisions relating to commissioners and examiners of the commission; to rename the Nebraska Lifeline Service Program; and to repeal the original sections.

**LEGISLATIVE BILL 1005.** Introduced by Health and Human Services Committee: Jensen, 20, Chairperson; Byars, 30; Cunningham, 40; Erdman, 47; Johnson, 37; Maxwell, 9; Stuthman, 22.

A BILL FOR AN ACT relating to public health and welfare; to amend sections 68-1036.02, 71-110.01, 71-1,155, 71-341, 71-342, 71-356.04, 71-365.01, 71-368, 71-371, 71-385.01, 71-387, 71-389, 71-3,102, 71-3,105, 71-3,106.01, 71-3,137, 71-3,139 to 71-3,141, 71-3,145, 71-3,147, 71-3,150, 71-3,169, 71-3,177, 71-3,179, 71-409, 71-428, 71-542, 71-604.05, 71-612, 71-617.05, 71-617.15, 71-627, 71-628, 71-634, 71-1903, 71-1908 to 71-1912, 71-1914 to 71-1917, 71-3601 to 71-3603, 71-3608 to 71-3614, 71-5301, 71-5652, 71-5654, 71-5662, 71-5663, 71-5665, 71-5668, 71-6721, and 71-6735, Reissue Revised Statutes of Nebraska, sections 43-107, 43-3344, and 43-3346, Revised Statutes Supplement, 2002, and section 29-2264, Revised Statutes Supplement, 2003; to change and eliminate provisions relating to adoption, child support, medical assistance, veterinary technician students, electrology, critical access hospitals, respite care services, birth and death certificates, foster care, child care programs, tuberculosis, drinking water, and rural health practice incentives; to create a fund; to delete obsolete provisions; to harmonize provisions; to repeal the original sections; and to outright repeal sections 71-3,138.01, 71-616.05, and 71-617.14, Reissue Revised Statutes of Nebraska, and sections 43-3342.07 and 43-3343, Revised Statutes Supplement, 2002.

**LEGISLATIVE BILL 1006.** Introduced by Byars, 30.

A BILL FOR AN ACT relating to postsecondary education; to amend section 85-1412, Revised Statutes Supplement, 2003; to define terms; to provide for a tuition waiver for dependents of certain deceased public safety officers as prescribed; to harmonize provisions; and to repeal the original section.

## RESOLUTION

**LEGISLATIVE RESOLUTION 211CA.** Introduced by Chambers, 11.

THE MEMBERS OF THE NINETY-EIGHTH LEGISLATURE OF NEBRASKA, SECOND SESSION, RESOLVE THAT:

Section 1. At the general election in November 2004 the following proposed amendment to the Constitution of Nebraska shall be submitted to the electors of the State of Nebraska for approval or rejection:

To amend Article III, sections 10 and 14:

III-10 "Beginning with the year 1975, regular sessions of the Legislature shall be held annually, commencing at 10 a.m. on the first Wednesday after the first Monday in January of each year. The duration of regular sessions held shall not exceed ninety legislative days in odd-numbered years unless extended by a vote of four-fifths of all members elected to the Legislature, and shall not exceed sixty legislative days in even-numbered years unless extended by a vote of four-fifths of all members elected to the Legislature. Bills and resolutions under consideration by the Legislature upon adjournment of a regular session held in an odd-numbered year may be considered at the next regular session, as if there had been no such adjournment. ~~The Lieutenant Governor shall preside, but shall vote only when the Legislature is equally divided.~~

A majority of the members elected to the Legislature shall constitute a quorum. ~~The~~ ~~;~~ ~~the~~ Legislature shall determine the rules of its proceedings, shall ~~and~~ be the judge of the election, returns, and qualifications of its members, ~~and~~ shall choose its own officers, including a Speaker to preside, ~~when the Lieutenant Governor shall be absent, incapacitated, or shall act as Governor.~~

No member shall be expelled except by a vote of two-thirds of all members elected to the Legislature, and no member shall be twice expelled for the same offense. The Legislature may punish by imprisonment any person not a member thereof who shall be guilty of disrespect to the Legislature by disorderly or contemptuous behavior in its presence, but no such imprisonment shall extend beyond twenty-four hours at one time, unless the person shall persist in such disorderly or contemptuous behavior."

III-14 "Every bill and resolution shall be read by title when introduced, and a printed copy thereof provided for the use of each member. The bill and all amendments thereto shall be printed and presented before the vote is taken upon its final passage and shall be read at large unless three-fifths of all the members elected to the Legislature vote not to read the bill and all amendments at large. No vote upon the final passage of any bill shall be taken until five legislative days after its introduction nor until it has been on file for final reading and passage for at least one legislative day. No bill shall contain more than one subject, and the subject shall be clearly expressed in the title. No law shall be amended unless the new act contains the section or sections as amended and the section or sections so amended shall be repealed. ~~The Lieutenant Governor, or the Speaker if acting as presiding officer,~~ shall sign, in the presence of the Legislature while it is in session and capable of transacting business, all bills and resolutions passed by the Legislature."

Sec. 2. The proposed amendment shall be submitted to the electors in the manner prescribed by the Constitution of Nebraska, Article XVI, section 1, with the following ballot language:

"A constitutional amendment to remove the Lieutenant Governor and designate the Speaker as presiding officer of the Legislature.

For

Against".

Referred to the Reference Committee.

### GENERAL FILE

**LEGISLATIVE BILL 172.** Senator Chambers offered the following motion:

Recommit to the Education Committee.

### SPEAKER BROMM PRESIDING

Senator Friend moved the previous question. The question is, "Shall the debate now close?" The motion prevailed with 25 ayes, 1 nay, and 23 not voting.

Senator Chambers moved for a call of the house. The motion prevailed with 26 ayes, 1 nay, and 22 not voting.

Senator Chambers requested a roll call vote on his motion to recommit to committee.

Voting in the affirmative, 0.

Voting in the negative, 32:

Baker	Engel	Landis	Quandahl	Synowiecki
Brashear	Erdman	Maxwell	Raikes	Tyson
Bromm	Foley	McDonald	Redfield	Vrtiska
Burling	Friend	Mines	Schrock	Wehrbein
Byars	Jensen	Mossey	Smith	
Combs	Jones	Pedersen, Dw.	Stuhr	
Cunningham	Kremer	Price	Stuthman	

Present and not voting, 11:

Bourne	Connealy	Kruse	Schimek
Brown	Janssen	Louden	Thompson
Chambers	Johnson	Pederson, D.	

Excused and not voting, 6:

Aguilar	Cudaback	Hudkins
Beutler	Hartnett	Preister

The Chambers motion to recommit to committee failed with 0 ayes, 32 nays, 11 present and not voting, and 6 excused and not voting.

The Chair declared the call raised.

Senator Chambers offered the following motion:  
Reconsider vote to recommit to a committee.

Pending.

### **BILLS ON FIRST READING**

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

**LEGISLATIVE BILL 1007.** Introduced by Erdman, 47.

A BILL FOR AN ACT relating to cities of the second class and villages; to amend section 17-522, Reissue Revised Statutes of Nebraska; to change provisions relating to sidewalk construction, repair, and maintenance; to provide for owner liability in certain cases; to harmonize provisions; and to repeal the original section.

**LEGISLATIVE BILL 1008.** Introduced by Landis, 46.

A BILL FOR AN ACT relating to zoning; to amend sections 19-910 and 19-929, Reissue Revised Statutes of Nebraska; to change appeal provisions relating to conditional uses and special exceptions; and to repeal the original sections.

**LEGISLATIVE BILL 1009.** Introduced by Mines, 18.

A BILL FOR AN ACT relating to real property; to amend section 76-250, Reissue Revised Statutes of Nebraska; to provide for certificates of dissolution of marriage to be filed with the register of deeds as prescribed; to provide a duty for the Revisor of Statutes; to harmonize provisions; to provide operative dates; and to repeal the original section.

**LEGISLATIVE BILL 1010.** Introduced by Raikes, 25.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2704.15, Reissue Revised Statutes of Nebraska; to exempt railroad transportation safety districts from sales taxation; to provide an operative date; and to repeal the original section.

**LEGISLATIVE BILL 1011.** Introduced by Raikes, 25.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-2701.10, 77-2701.16, 77-2701.32, 77-2701.34, 77-2701.42, 77-2704.12, 77-2704.15, 77-2704.32, and 77-2704.55, Reissue Revised Statutes of Nebraska; to change and eliminate provisions relating to sales taxation of contractors, repairpersons, and labor; to harmonize provisions; to provide an operative date; to repeal the original sections; and to outright repeal section 77-27,119.03, Reissue Revised Statutes of Nebraska.

**LEGISLATIVE BILL 1012.** Introduced by Vrtiska, 1; Baker, 44; Burling, 33; Combs, 32; Connealy, 16; Cudaback, 36; Cunningham, 40; Erdman, 47; Jones, 43; Kremer, 34; Raikes, 25; Stuhr, 24; Stuthman, 22; Tyson, 19; Wehrbein, 2.

A BILL FOR AN ACT relating to civil procedure; to provide for immunity from liability for owners of anhydrous ammonia as prescribed.

### **EXECUTIVE BOARD ANNOUNCEMENT**

The Executive Board made the following appointments to the Select Committee on Minority and Gender Equity: Senators Chambers, Beutler, Hudkins, Raikes, Schimek, Wehrbein, Combs, Stuhr, and Redfield.

The Executive Board also appointed Senator Dwite Pedersen to the State Council for Interstate Adult Offender Supervision.

### **VISITORS**

Visitors to the Chamber were 16 juniors, seniors, and sponsor from the Lincoln area Stand Firm Debate Club.

### **RECESS**

At 11:59 a.m., on a motion by Senator Brown, the Legislature recessed until 1:30 p.m.

### **AFTER RECESS**

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

### **ROLL CALL**

The roll was called and all members were present except Senator Hudkins who was excused; and Senators Beutler, Bromm, Byars, Engel, Landis, and Price who were excused until they arrive.

### **REFERENCE COMMITTEE REPORT**

The Legislative Council Executive Board submits the following report:

<b>LB/LR</b>	<b>Committee</b>
LB 895	Revenue (rereferred)
LB 932	Business and Labor
LB 933	Judiciary
LB 934	Education
LB 935	Revenue
LB 936	General Affairs
LB 937	Urban Affairs
LB 938	Government, Military and Veterans Affairs
LB 939	Government, Military and Veterans Affairs
LB 940	Government, Military and Veterans Affairs
LB 941	Health and Human Services
LB 942	Health and Human Services
LB 943	Judiciary
LB 944	Health and Human Services
LB 945	Revenue
LB 946	Agriculture
LB 947	Business and Labor
LB 948	Business and Labor
LB 949	Business and Labor
LB 950	Business and Labor
LB 951	Business and Labor
LB 952	Business and Labor
LB 953	Business and Labor
LB 954	Business and Labor
LB 955	Revenue
LB 956	Revenue
LB 957	Revenue
LB 958	Judiciary
LB 959	Judiciary
LB 960	Nebraska Retirement Systems
LB 961	Nebraska Retirement Systems
LB 962	Natural Resources
LB 963	Government, Military and Veterans Affairs
LB 964	Government, Military and Veterans Affairs
LB 965	Revenue
LB 966	Banking, Commerce and Insurance
LB 967	Natural Resources
LB 968	Judiciary
LB 969	Natural Resources
LB 970	Revenue
LB 971	Revenue
LB 972	Revenue
LB 973	Revenue
LB 974	Revenue
LB 975	Revenue
LB 976	Business and Labor
LB 977	Business and Labor

LB 978	Banking, Commerce and Insurance
LB 979	Banking, Commerce and Insurance
LB 980	Banking, Commerce and Insurance
LB 981	Business and Labor
LB 982	Business and Labor
LB 983	Revenue
LB 984	Revenue
LB 985	Business and Labor
LB 986	Revenue
LB 987	Judiciary
LB 988	Revenue
LB 989	Transportation and Telecommunications
LB 990	Banking, Commerce and Insurance
LB 991	Business and Labor
LB 992	Agriculture
LR 208CA	Government, Military and Veterans Affairs
LR 209CA	General Affairs

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

## RESOLUTIONS

### **LEGISLATIVE RESOLUTION 212.** Introduced by Stuthman, 22.

WHEREAS, the Howells High School boys' football team won the Class D-1 Boys' State High School Football Championship which is their fourth straight state title; and

WHEREAS, Howells defeated Overton 36-15 in the championship game which capped an outstanding 13-0 season; 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 NINETY-EIGHTH LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Howells High School boys' football team be congratulated for their exemplary effort this season.

2. That a copy of this resolution be sent to Coach Michael Speirs and the Howells High School boys' football team.

Laid over.

### **LEGISLATIVE RESOLUTION 213.** Introduced by Stuthman, 22.

WHEREAS, Jared Charles Sharman, son of Gary and Jean Sharman, of Troop 276 of Columbus, Nebraska, has completed the requirements for the rank of Eagle Scout in the Boy Scouts of America; and

WHEREAS, to earn the rank of Eagle Scout, the highest advancement 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: Tenderfoot, Second Class, First Class, Star, Life, and finally Eagle. Throughout his Scouting experience, Jared Sharman 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, and complete a community service project approved by the troop and the scout council. Jared earned thirty-four merit badges, along with the "God and Me" and "God and Family" Religious awards, the Paul Bunyan award, two snorkeling certifications, three Mile Swim badges, and the BSA Life Guard certification. For his Eagle Scout community service project, Jared designed and supervised the landscaping of six planting beds on the remaining unlandscaped corners of Frankfort Square; and

WHEREAS, only two percent of the boys who join the Boy Scouts of America achieve the rank of Eagle Scout; and

WHEREAS, on Sunday, November 30, 2003, Jared Sharman received the rank of Eagle Scout, thereby, through his hard work and perseverance, joining 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 NINETY-EIGHTH LEGISLATURE OF NEBRASKA, SECOND SESSION:

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

Laid over.

**LEGISLATIVE RESOLUTION 214.** Introduced by Stuthman, 22.

WHEREAS, the Columbus Scotus High School girls' volleyball team won their third consecutive Class C-1 Girls State High School Volleyball Championship. This is their eighth championship in the last nine years; and

WHEREAS, the championship was the final victory of an outstanding 29-0 season and extended the team's winning streak to eighty-seven games; and

WHEREAS, the team and Coach John Petersen deserve special recognition for the teamwork, discipline, and spirit which they displayed throughout the season.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NINETY-EIGHTH LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Legislature congratulates the Columbus Scotus High School girls' volleyball team and Coach John Petersen.
2. That a copy of this resolution be sent to the Columbus Scotus High School girls' volleyball team.

Laid over.

### GENERAL FILE

**LEGISLATIVE BILL 172.** The Chambers pending motion, found in this day's Journal, to reconsider the vote to recommit to a committee, was renewed.

Senator Chambers moved for a call of the house. The motion prevailed with 16 ayes, 3 nays, and 30 not voting.

Senator Chambers requested a roll call vote on his motion to reconsider.

Voting in the affirmative, 1:

Chambers

Voting in the negative, 32:

Aguilar	Engel	Landis	Quandahl	Synowiecki
Baker	Erdman	Maxwell	Raikes	Tyson
Brashear	Foley	McDonald	Redfield	Vrtiska
Burling	Friend	Mossey	Schrock	Wehrbein
Combs	Jensen	Pedersen, Dw.	Smith	
Connealy	Jones	Preister	Stuhr	
Cunningham	Kremer	Price	Stuthman	

Present and not voting, 11:

Bourne	Hartnett	Kruse	Schimek
Brown	Janssen	Louden	Thompson
Cudaback	Johnson	Pederson, D.	

Excused and not voting, 5:

Beutler	Bromm	Byars	Hudkins	Mines
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The Chambers motion to reconsider failed with 1 aye, 32 nays, 11 present and not voting, and 5 excused and not voting.

The Chair declared the call raised.

The Schimek pending amendment, AM2066, found in this day's Journal, was renewed.

Pending.

**BILLS ON FIRST READING**

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

**LEGISLATIVE BILL 1013.** Introduced by Stuhr, 24; Thompson, 14.

A BILL FOR AN ACT relating to cities of the first class; to amend section 16-1036, Reissue Revised Statutes of Nebraska; to change provisions relating to firefighter retirement accounts; and to repeal the original section.

**LEGISLATIVE BILL 1014.** Introduced by Cudaback, 36.

A BILL FOR AN ACT relating to state identification cards; to amend sections 60-490 and 60-4,115, Revised Statutes Supplement, 2002; to provide for permanent issue of cards to persons seventy years of age or older; to change fees; and to repeal the original sections.

**LEGISLATIVE BILL 1015.** Introduced by Redfield, 12; Raikes, 25.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-3101, 77-3102, and 77-3104 to 77-3106, Reissue Revised Statutes of Nebraska; to change provisions relating to contractors and subcontractors; to provide an operative date; and to repeal the original sections.

**LEGISLATIVE BILL 1016.** Introduced by Landis, 46.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-2701.27, 77-2703.01, and 77-2704.49, Reissue Revised Statutes of Nebraska; to redefine the term property; to change sales tax sourcing provisions; to change an exemption; and to repeal the original sections.

**LEGISLATIVE BILL 1017.** Introduced by Landis, 46.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2701.34, Reissue Revised Statutes of Nebraska; to change provisions relating to sales tax on construction labor; and to repeal the original section.

**LEGISLATIVE BILL 1018.** Introduced by Landis, 46.

A BILL FOR AN ACT relating to revenue and taxation; to eliminate the Greenbelt Advisory Committee; and to outright repeal section 77-1355, Reissue Revised Statutes of Nebraska.

**LEGISLATIVE BILL 1019.** Introduced by Landis, 46.

A BILL FOR AN ACT relating to revenue and taxation; to provide a tax amnesty program; to create funds; and to provide powers and duties for the Department of Revenue.

**LEGISLATIVE BILL 1020.** Introduced by Landis, 46.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-2701 and 77-2734.04, Reissue Revised Statutes of Nebraska; to impose a minimum corporate tax; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 1021.** Introduced by Janssen, 15.

A BILL FOR AN ACT relating to building renewal; to amend sections 81-181, 81-188.03, and 81-188.05, Reissue Revised Statutes of Nebraska; to change and add provisions relating to university and state college projects; to harmonize provisions; and to repeal the original sections.

### GENERAL FILE

**LEGISLATIVE BILL 172.** Senator Chambers offered the following amendment to the Schimek pending amendment:

FA1400

Amend AM2066

In line 5, strike "October 1" and insert "November 1".

### SPEAKER BROMM PRESIDING

Senator Chambers moved for a call of the house. The motion prevailed with 23 ayes, 2 nays, and 24 not voting.

Senator Chambers requested a record vote on his amendment.

Voting in the affirmative, 2:

Chambers	Schimek
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Voting in the negative, 26:

Baker	Erdman	Maxwell	Schrock	Tyson
Burling	Foley	McDonald	Smith	Vrtiska
Byars	Friend	Mossey	Stuhr	
Combs	Jensen	Pedersen, Dw.	Stuthman	
Cunningham	Johnson	Quandahl	Synowiecki	
Engel	Jones	Redfield	Thompson	

Present and not voting, 14:

Aguilar	Bromm	Janssen	Pederson, D.	Raikes
Bourne	Brown	Kruse	Preister	Wehrbein
Brashear	Hartnett	Louden	Price	

Excused and not voting, 7:

Beutler	Cudaback	Kremer	Mines
Connealy	Hudkins	Landis	

The Chambers amendment lost with 2 ayes, 26 nays, 14 present and not voting, and 7 excused and not voting.

The Chair declared the call raised.

Pending.

### BILLS ON FIRST READING

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

**LEGISLATIVE BILL 1022.** Introduced by Jones, 43.

A BILL FOR AN ACT relating to the Motor Vehicle Operator's License Act; to amend sections 60-4,120.01 and 60-4,120.02, Revised Statutes Supplement, 2002, and sections 60-462 and 60-4,112, Revised Statutes Supplement, 2003; to change provisional operator's permit restrictions; to prohibit the use of a mobile telephone for holders of provisional operator's, LPD-learner's, and school permits as prescribed; to provide a penalty; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 1023.** Introduced by Jones, 43; Baker, 44; Cudaback, 36; Cunningham, 40; Erdman, 47; Janssen, 15; Kremer, 34; Loudon, 49; Stuthman, 22; Vrtiska, 1.

A BILL FOR AN ACT relating to civil procedure; to amend section 25-1628, Revised Statutes Supplement, 2003; to change provisions relating to jurors; and to repeal the original section.

**LEGISLATIVE BILL 1024.** Introduced by Jones, 43; Aguilar, 35; Baker, 44; Brown, 6; Hudkins, 21; Dw. Pedersen, 39; Smith, 48; Stuthman, 22.

A BILL FOR AN ACT relating to the Nebraska Rules of the Road; to amend sections 60-6,219, 60-6,225, 60-6,227, 60-6,229, and 60-6,230, Reissue Revised Statutes of Nebraska; to change provisions relating to motor vehicle lighting equipment requirements; to eliminate provisions relating to acetylene headlights; to repeal the original sections; and to outright repeal section 60-6,223, Reissue Revised Statutes of Nebraska.

**LEGISLATIVE BILL 1025.** Introduced by Raikes, 25.

A BILL FOR AN ACT relating to revenue and taxation; to amend sections 77-2701.02, 77-2701.16, 77-2701.34, and 77-2703.01, Reissue Revised Statutes of Nebraska; to change the sales tax rate; to change services subject to sales tax; to eliminate exemptions; to redefine terms; to change sourcing provisions; to harmonize provisions; to provide an operative date; to repeal

the original sections; and to outright repeal section 77-2704.55, Reissue Revised Statutes of Nebraska.

**LEGISLATIVE BILL 1026.** Introduced by Cunningham, 40; Raikes, 25; Synowiecki, 7; Tyson, 19.

A BILL FOR AN ACT relating to the Game Law; to amend sections 37-420 and 37-421, Reissue Revised Statutes of Nebraska; to change provisions relating to hunting and fishing permits for veterans and persons over the age of seventy; to harmonize provisions; and to repeal the original sections.

**LEGISLATIVE BILL 1027.** Introduced by Price, 26; Combs, 32.

A BILL FOR AN ACT relating to nursing; to amend sections 44-2803, 44-2824, 71-168, 71-168.02, 71-1,103, 71-1,132.05, 71-1,132.07, 71-1,132.08, 71-1,132.11, 71-1,132.18, 71-1,142, 71-1,143, 71-1,198, 71-1,339, 71-541, 71-1405, 71-1704, 71-1706 to 71-1708, 71-1709.02, 71-1714, 71-1716, 71-1716.02, 71-1716.03, 71-1716.05, 71-1717, 71-1718.02, 71-1721, 71-1721.07 to 71-1726.02, 71-1729 to 1731, 71-1735, 71-1737, 71-1738, 71-1743, 71-1747, 71-1749, 71-1750, 71-1753 to 71-1755, 71-1757, 71-1913.01, 71-2610.01, 71-5191, 77-2704.09, 79-214, and 79-221, Reissue Revised Statutes of Nebraska, sections 18-1738 and 83-4,159, Revised Statutes Supplement, 2002, and sections 28-401 and 44-2827, Revised Statutes Supplement, 2003; to adopt the Clinical Nurse Specialist Practice Act and the Advanced Practice Registered Nurse Licensure Act; to rename the Advanced Practice Registered Nurse Act; to define, redefine, and eliminate terms relating to the Nurse Practice Act; to change and provide duties for the Board of Nursing; to provide for the Advanced Practice Nursing Advisory Council; to change provisions relating to licensure of advanced practice registered nurses; to provide for certification of nurse practitioners; to name the Certified Registered Nurse Anesthetist Act; to change provisions relating to regulation of certified nurse midwives, certified registered nurse anesthetists, and clinical nurse specialists; to harmonize provisions; to provide an operative date; to repeal the original sections; and to outright repeal sections 71-1705, 71-1709.01, 71-1718.01, and 71-1736, Reissue Revised Statutes of Nebraska.

**LEGISLATIVE BILL 1028.** Introduced by Price, 26.

A BILL FOR AN ACT relating to child support enforcement; to require a report as prescribed.

**LEGISLATIVE BILL 1029.** Introduced by Baker, 44; Erdman, 47; Kremer, 34; Wehrbein, 2.

A BILL FOR AN ACT relating to revenue and taxation; to amend section 77-2704.41, Reissue Revised Statutes of Nebraska; to change sales and use tax exemption; and to repeal the original section.

**LEGISLATIVE BILL 1030.** Introduced by Nebraska Retirement Systems Committee: Stuhr, 24, Chairperson; Bourne, 8; Erdman, 47; Price, 26; Synowiecki, 7; Wehrbein, 2.

A BILL FOR AN ACT relating to retirement; to amend sections 23-2310.05 and 84-1311.03, Revised Statutes Supplement, 2002; to provide additional investment options for certain state plans and county plans as prescribed; to harmonize provisions; and to repeal the original sections.

### GENERAL FILE

**LEGISLATIVE BILL 172.** Senator Chambers offered the following amendment to the Schimek pending amendment:

FA1401

Amend AM2066

In line 9, strike "for" and insert "to."

Senator Chambers moved for a call of the house. The motion prevailed with 23 ayes, 2 nays, and 24 not voting.

The Chambers amendment lost with 10 ayes, 21 nays, 10 present and not voting, and 8 excused and not voting.

The Chair declared the call raised.

Pending.

### BILLS ON FIRST READING

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

**LEGISLATIVE BILL 1031.** Introduced by Bourne, 8.

A BILL FOR AN ACT relating to trade practices; to amend sections 87-303, 87-303.01 to 87-303.06, 87-304, 87-305, and 87-306, Reissue Revised Statutes of Nebraska, and section 87-302, Revised Statutes Supplement, 2003; to change provisions relating to the Uniform Deceptive Trade Practices Act; to harmonize provisions; to provide severability; and to repeal the original sections.

**LEGISLATIVE BILL 1032.** Introduced by Bourne, 8.

A BILL FOR AN ACT relating to consumer protection; to adopt the Home Improvement Practices Act; to provide penalties; and to provide severability.

### AMENDMENTS - Print in Journal

Senator Smith filed the following amendment to LB 452:

AM2197

(Amendments to Standing Committee amendments, AM0404)

- 1 1. Strike the original amendments and insert the  
 2 following new amendment:  
 3 "1. Strike the original sections and insert the  
 4 following new sections:  
 5 'Section 1. Section 60-302, Revised Statutes Supplement,  
 6 2002, is amended to read:  
 7 60-302. (1)(a) No motor vehicle, trailer, semitrailer,  
 8 or cabin trailer, unless otherwise expressly provided, shall be  
 9 operated or parked on the highways of this state unless the vehicle  
 10 is registered in accordance with Chapter 60, article 3.  
 11 (b)(i) There shall be a rebuttable presumption that any  
 12 vehicle stored and kept more than thirty days in the state is being  
 13 operated or parked on the highways of this state ~~except for a~~  
 14 vehicle brought into this state from another state, country, or  
 15 place.  
 16 (ii) For a vehicle brought into this state from another  
 17 state, country, or place, there shall be a rebuttable presumption  
 18 that any vehicle stored and kept more than sixty days is being  
 19 operated or parked on the highways of this state if the vehicle is  
 20 owned by a person who owns or operates a business in this state, is  
 21 gainfully employed in this state, or resides in this state for  
 22 ninety consecutive days.  
 23 (c) Any vehicle operated or parked on the highways of  
 1 this state ~~and~~ shall be registered in accordance with Chapter 60,  
 2 article 3;  
 3 (i) Within thirty days after ~~from~~ the date of title of  
 4 the motor vehicle; or; if  
 5 (ii) If no transfer in ownership of the motor vehicle has  
 6 occurred, ~~from within thirty days after~~ the expiration of the last  
 7 registration period for which the motor vehicle was registered or  
 8 within sixty days after first being brought to this state and  
 9 required to be registered.  
 10 (d) Every owner of a vehicle required to be registered  
 11 shall make application for registration to the county treasurer of  
 12 the county in which the vehicle has situs as defined in section  
 13 60-3001. The application shall be a copy of a certificate of title  
 14 or, in the case of a renewal of a registration, the application  
 15 shall be the previous registration period's certificate. A salvage  
 16 branded certificate of title and a nontransferable certificate of  
 17 title provided for in section 60-131 shall not be valid for  
 18 registration purposes.  
 19 (2) An application for registration of a motor vehicle  
 20 shall be accompanied by proof of financial responsibility or  
 21 evidence of insurance covering the motor vehicle. Proof of  
 22 financial responsibility shall be evidenced by a copy of proof of  
 23 financial responsibility filed pursuant to subdivision (2), (3), or  
 24 (4) of section 60-528 bearing the seal of the Department of Motor

25 Vehicles. Evidence of insurance shall give the effective dates of  
26 the automobile liability policy, which dates shall be evidence that  
27 the coverage is in effect on and following the date of  
1 registration, and shall designate, by explicit description or by  
2 appropriate reference, all motor vehicles covered. Evidence of  
3 insurance in the form of a certificate of insurance for fleet  
4 vehicles may include, as an appropriate reference, a designation  
5 that the insurance coverage is applicable to all vehicles owned by  
6 the named insured, or wording of similar effect, in lieu of an  
7 explicit description. Proof of financial responsibility also may  
8 be evidenced by (a) a check by the department or its agents of the  
9 motor vehicle insurance data base created under section 60-302.05  
10 or (b) any other automated or electronic means as prescribed or  
11 developed by the department.

12 (3) Any nonresident owner who desires to register a  
13 vehicle or vehicles in this state shall register in the county  
14 where the vehicle is domiciled or where the owner conducts a bona  
15 fide business.

16 (4) Each new application shall contain, in addition to  
17 other information as may be required by the department, the name  
18 and post office address of the applicant and a description of the  
19 vehicle, including the color, the manufacturer, the identification  
20 number, and the weight of the vehicle required by Chapter 60,  
21 article 3. With the application the applicant shall pay the proper  
22 registration fee as provided in sections 60-305.08 to 60-339 and  
23 shall state whether the vehicle is propelled by alternative fuel as  
24 defined in section 66-686 and, if alternative fuel, the type of  
25 fuel. The form shall also contain a notice that bulk fuel  
26 purchasers may be subject to federal excise tax liability. The  
27 department shall prescribe a form, containing the notice, for  
1 supplying the information for vehicles to be registered. The  
2 county treasurer shall include the form in each mailing made  
3 pursuant to section 60-3003. The county treasurer or his or her  
4 agent shall notify the Motor Fuel Tax Enforcement and Collection  
5 Division of the Department of Revenue whenever a vehicle powered by  
6 an alternative fuel as defined in section 66-686 is registered.  
7 The notification shall include the name and address of the  
8 registrant, the date of registration, the type of motor vehicle  
9 registered, and the type of alternative fuel used to propel the  
10 vehicle as indicated on the registration application.

11 (5) The county treasurer or his or her agent shall  
12 collect, in addition to the registration fees, one dollar and fifty  
13 cents for each certificate issued and shall remit one dollar and  
14 fifty cents of each additional fee collected to the State Treasurer  
15 for credit to the Department of Motor Vehicles Cash Fund.

16 (6) The county treasurer or his or her agent shall  
17 collect, in addition to other registration fees, fifty cents for  
18 each certificate issued and shall remit the fee to the State  
19 Treasurer for credit to the Nebraska Emergency Medical System

20 Operations Fund.

21 (7) The county treasurer or his or her agent shall  
 22 collect, in addition to other registration fees, one dollar and  
 23 fifty cents for each certificate issued and shall remit the fee to  
 24 the State Treasurer for credit to the State Recreation Road Fund.

25 ~~(8) If a citation is issued to an owner or operator of a  
 26 vehicle for a violation of this section and the owner properly  
 27 registers and licenses the vehicle not in compliance and pays all  
 1 taxes and fees due and the owner or operator provides proof of such  
 2 registration to the prosecuting attorney within ten days after the  
 3 issuance of the citation, no prosecution for the offense cited  
 4 shall occur.~~

5 ~~(9)~~ If a county board consolidates services under the  
 6 office of a designated county official other than the county  
 7 treasurer pursuant to section 23-186, the powers and duties of the  
 8 county treasurer relating to registration under sections 60-301 to  
 9 60-347 shall be performed by the designated county official.

10 ~~(10)~~ (9) A county treasurer or county official or his or  
 11 her agent may accept credit cards, charge cards, debit cards, or  
 12 electronic funds transfers as a means of payment for registration  
 13 pursuant to section 13-609.

14 ~~(11)~~ (10) For the period January 1, 2003, through  
 15 December 31, 2005, the county treasurer or his or her agent shall  
 16 collect, in addition to the other registration fees, twenty-five  
 17 cents for each certificate issued to pay for the costs of the motor  
 18 vehicle insurance data base created under section 60-302.05 and  
 19 shall remit such additional fee to the State Treasurer for credit  
 20 to the Department of Motor Vehicles Cash Fund.

21 Sec. 2. Section 60-302.03, Reissue Revised Statutes of  
 22 Nebraska, is amended to read:

23 60-302.03. Any person who operates or parks a motor  
 24 vehicle, semitrailer, or cabin trailer on any highway, which  
 25 vehicle has not been registered as required by section 60-302 or  
 26 60-305.01, shall be subject to the penalty provided in section  
 27 60-348, except that the court shall impose a five-hundred-dollar  
 1 fine for any violation involving a vehicle brought into this state  
 2 from another state, country, or place. In addition, the  
 3 prosecuting attorney may bring an action to recover a civil penalty  
 4 of five hundred dollars for any violation involving a vehicle  
 5 brought into this state from another state, country, or place. All  
 6 penalties shall be remitted to the State Treasurer for use  
 7 consistent with Article VII, section 5, of the Constitution of  
 8 Nebraska.

9 A person who parks a motor vehicle on any highway, which  
 10 vehicle has been properly registered in this state but such  
 11 registration has expired, shall not be in violation of this section  
 12 or section 60-302 or subject to the penalty provided in section  
 13 60-348, unless thirty days have passed from the expiration of the  
 14 prior registration.

15 Sec. 3. Section 60-305.01, Reissue Revised Statutes of  
16 Nebraska, is amended to read:

17 60-305.01. (1) A nonresident owner, except as provided  
18 in subsection (2) of this section, owning any foreign vehicle which  
19 has been properly registered in the state, country, or other place  
20 of which the owner is a resident, and which at all times, when  
21 operated in this state, has displayed upon it the number plate or  
22 plates issued for such vehicle in the place of residence of such  
23 owner, may operate or permit the operation of such vehicle within  
24 the state without registering such vehicle or paying any fees to  
25 this state.

26 (2) Any nonresident owner gainfully employed or present  
27 in the State of Nebraska, operating a passenger car in this state,  
1 shall register such car in the same manner as a Nebraska resident,  
2 after ~~thirty days of continuous employment or presence in this~~  
3 ~~state as required by section 60-302~~, unless the state of his or her  
4 legal residence grants immunity from such requirements to residents  
5 of this state operating a passenger car in that state. Any  
6 nonresident owner whose passenger car is operated in this state ~~for~~  
7 ~~thirty or more continuous days~~ shall register such car in the same  
8 manner as a Nebraska resident, as required by section 60-302 unless  
9 the state of his or her legal residence grants immunity from such  
10 requirements to residents of this state operating a passenger car  
11 in that state.

12 Sec. 4. Original sections 60-302.03 and 60-305.01,  
13 Reissue Revised Statutes of Nebraska, and section 60-302, Revised  
14 Statutes Supplement, 2002, are repealed.'".

Senator Baker filed the following amendment to LB 559:  
AM2192

- 1 1. On page 6, lines 8 through 12, strike the new matter
- 2 and reinstate the stricken matter.

Senator Baker filed the following amendment to LB 560:  
(Amendment, AM2177, is printed separately and available in the Bill Room,  
Room 1104.)

Senator Baker filed the following amendment to LB 532:  
(Amendment, AM2186, is printed separately and available in the Bill Room,  
Room 1104.)

Senator Baker filed the following amendment to LB 609:  
AM2189

- 1 1. Insert the following new section:
- 2 "Sec. 4. Since an emergency exists, this act takes
- 3 effect when passed and approved according to law."

Senator Baker filed the following amendment to LB 279:  
AM2206

1 1. On page 12, line 6, strike "two dollars and fifty  
2 cents", show as stricken, and insert "three dollars and fifty  
3 cents".

Senator Schimek filed the following amendment to LB 172:  
AM2200

1 1. Strike the original sections and all amendments  
2 thereto and insert the following new sections:  
3 "Section 1. Section 71-6909, Reissue Revised Statutes of  
4 Nebraska, is amended to read:  
5 71-6909. On or before ~~October 4~~ December 15 of each  
6 school year, each school district shall provide written information  
7 to all students in grades seven through twelve explaining the  
8 provisions of section 71-6902 with regard to the requirements for  
9 parental notification as a condition for obtaining an abortion.  
10 The information shall also explain the provisions of sections  
11 71-6903 and 71-6904 with regard to seeking a judicial waiver of the  
12 parental notification requirements. The provisions of this section  
13 shall be narrowly construed to require a school district to provide  
14 only the information specified in this section. The provisions of  
15 this section shall not be construed to require a school district to  
16 provide specific information regarding how students may implement  
17 the judicial bypass provisions of section 71-6903. The State  
18 Department of Education shall develop and distribute to all public  
19 schools a standardized information form which may be used to comply  
20 with this section. The standardized information form shall be  
21 approved by the State Board of Education following opportunity for  
22 public testimony at a public hearing of the board.  
23 Sec. 2. Original section 71-6909, Reissue Revised  
24 Statutes of Nebraska, is repealed."

Senator Baker filed the following amendment to LB 452:  
AM2205

(Amendments to AM0796)

1 1. On page 4, line 4, strike "two dollars and fifty  
2 cents", show as stricken, and insert "three dollars and fifty  
3 cents".

Senator Schimek filed the following amendment to LB 172:  
AM2209

1 1. Strike the original section and all amendments  
2 thereto and insert the following new sections:  
3 "Section 1. Each school district shall post and leave  
4 posted throughout the year in a prominent location, available to  
5 all students in grades seven through twelve, a toll-free telephone  
6 number to the Department of Health and Human Services for the  
7 exclusive purpose of providing information explaining the  
8 provisions of section 71-6902 with regard to the requirements for  
9 parental notification as a condition for obtaining an abortion.

10 The information shall explain the provisions of sections 71-6903  
 11 and 71-6904 with regard to seeking a judicial waiver of the  
 12 parental notification requirements. The provisions of this section  
 13 shall be narrowly construed to authorize and require the department  
 14 to provide only the information specified in this section. The  
 15 provisions of this section do not authorize the department to  
 16 provide specific information regarding how students may implement  
 17 the judicial waiver provisions of section 71-6903.  
 18 The Director of Health and Human Services in conjunction  
 19 with the Commissioner of Education shall develop and approve the  
 20 information to be provided. The Department of Health and Human  
 21 Services shall establish a statewide toll-free number in order to  
 22 comply with this section.  
 23 Sec. 2. The following section is outright repealed:  
 24 Section 71-6909, Reissue Revised Statutes of Nebraska."

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

Senator Chambers filed the following motion to LB 172:  
 Reconsider the vote on FA1401.

### **RESOLUTIONS**

**LEGISLATIVE RESOLUTION 215.** Introduced by Foley, 29.

WHEREAS, Dan Ernst has earned the rank of Eagle Scout in the Boy Scouts of America, that organization's highest rank; and

WHEREAS, Dan Ernst is a member of the Boy Scout Troop 54 of Cathedral of the Risen Christ Church in Lincoln, Nebraska; and

WHEREAS, in achieving this rank, Dan Ernst advanced through five ranks and earned 23 merit badges when only 21 are required; and

WHEREAS, for his Eagle Scout project, Dan designed and built blue bird nest houses for the Izaak Walton League in Bennet, Nebraska; and

WHEREAS, fewer than two percent of all boys who join the Boy Scouts attain the rank of Eagle Scout; and

WHEREAS, Dan Ernst has achieved great success as an exemplary member of the Scouting program and has represented his troop and community with excellence; and

WHEREAS, a Court of Honor will be held for Dan Ernst on Sunday, January 18, 2004, at Cathedral of the Risen Christ Catholic Church at which time Dan will be presented with the Eagle Scout Badge.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NINETY-EIGHTH LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Legislature commends Dan Ernst for his dedication, perseverance, and hard work in obtaining this distinguished rank.

2. That a copy of this resolution be sent to Dan Ernst and his family.

Laid over.

**LEGISLATIVE RESOLUTION 216.** Introduced by Foley, 29.

WHEREAS, Nick Vollertsen has earned the rank of Eagle Scout in the Boy Scouts of America, that organization's highest rank; and

WHEREAS, Nick Vollertsen is a member of the Boy Scout Troop 54 of Cathedral of the Risen Christ Church in Lincoln, Nebraska; and

WHEREAS, in achieving this rank, Nick Vollertsen advanced through five ranks and earned 30 merit badges when only 21 are required; and

WHEREAS, for his Eagle Scout project, Nick designed and built drinking-straw holders for the elderly and disabled in two nursing homes; and

WHEREAS, fewer than two percent of all boys who join the Boy Scouts attain the rank of Eagle Scout; and

WHEREAS, Nick Vollertsen has achieved great success as an exemplary member of the Scouting program and has represented his troop and community with excellence; and

WHEREAS, a Court of Honor was held for Nick Vollertsen on Sunday, October 26, 2003, at Cathedral of the Risen Christ Catholic Church at which time Nick was presented with the Eagle Scout Badge.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NINETY-EIGHTH LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Legislature commends Nick Vollertsen for his dedication, perseverance, and hard work in obtaining this distinguished rank.

2. That a copy of this resolution be sent to Nick Vollertsen and his family.

Laid over.

**LEGISLATIVE RESOLUTION 217.** Introduced by Foley, 29.

WHEREAS, John Vogel has earned the rank of Eagle Scout in the Boy Scouts of America, that organization's highest rank; and

WHEREAS, John Vogel is a member of Boy Scout Troop 54 of the Cathedral of the Risen Christ; and

WHEREAS, in achieving this rank, John Vogel advanced through five ranks and earned thirty-eight merit badges when only twenty-one are required; and

WHEREAS, for his Eagle Scout project, John Vogel built and installed park benches at Tierra Park in Lincoln; and

WHEREAS, fewer than four percent of all boys who join the Boy Scouts attain the rank of Eagle Scout; and

WHEREAS, John Vogel has achieved great success as an exemplary member of the Scouting program and has represented his troop and community with excellence; and

WHEREAS, a Court of Honor will be held for John Vogel on Sunday, August 10, 2003, at the Cathedral of the Risen Christ Catholic Church at which time John will be presented with the Eagle Scout badge.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NINETY-EIGHTH LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Legislature commends John Vogel for his dedication, perseverance, and hard work in obtaining this distinguished rank.
2. That a copy of this resolution be sent to John Vogel.

Laid over.

**LEGISLATIVE RESOLUTION 218.** Introduced by Foley, 29.

WHEREAS, Aaron Stubbendieck has earned the rank of Eagle Scout in the Boy Scouts of America, that organization's highest rank; and

WHEREAS, Aaron Stubbendieck is a member of Boy Scout Troop 54 of Cathedral of the Risen Christ Catholic Church; and

WHEREAS, in achieving this rank, Aaron Stubbendieck advanced through five ranks and earned 27 merit badges when only 21 are required; and

WHEREAS, for his Eagle Scout project, Aaron updated the computer locator maps for the Nebraska Statewide Arboretum website; and

WHEREAS, fewer than four percent of all boys who join the Boy Scouts attain the rank of Eagle Scout; and

WHEREAS, Aaron Stubbendieck has achieved great success as an exemplary member of the Scouting program and has represented his troop and community with excellence; and

WHEREAS, a Court of Honor will be held for Aaron Stubbendieck on Sunday, November 9, 2003, at Cathedral of the Risen Christ Catholic Church at which time Aaron will be presented with the Eagle Scout badge.

NOW, THEREFORE, BE IT RESOLVED BY THE MEMBERS OF THE NINETY-EIGHTH LEGISLATURE OF NEBRASKA, SECOND SESSION:

1. That the Legislature commends Aaron Stubbendieck for his dedication, perseverance, and hard work in obtaining this distinguished rank.
2. That a copy of this resolution be sent to Aaron Stubbendieck.

Laid over.

**NOTICE OF COMMITTEE HEARING**  
**Transportation and Telecommunications**  
Room 1113

LB 860	Tuesday, January 20, 2004	1:30 p.m.
LB 861	Tuesday, January 20, 2004	1:30 p.m.
LB 863	Tuesday, January 20, 2004	1:30 p.m.
LB 878	Tuesday, January 20, 2004	1:30 p.m.
LB 908	Tuesday, January 20, 2004	1:30 p.m.
LB 910	Tuesday, January 20, 2004	1:30 p.m.
LB 911	Tuesday, January 20, 2004	1:30 p.m.

(Signed) Tom Baker, Chairperson

### **REPORT OF REGISTERED LOBBYISTS**

Following is a list of all lobbyists who have registered as of January 9, 2004, 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

Abboud, Chris, Public Affairs Group  
Credit Union League, Nebraska  
Las Vegas Sands, Inc.  
Metro Area Transit  
Monsanto  
Omaha Police Union, Local 101

Adair, Peggy  
League of Women Voters of Nebraska

Adams, John H.  
International Gamco, Inc.

Adams Jr., Donald D.  
Nebraskans First, Inc.

American Communications Group, Inc.  
Behavioral Health Organizations, Nebraska Association of  
Center for Rural Affairs  
Citizens for a Healthy Nebraska  
Counseling Association, Nebraska  
Emergency Medical Service Association, Nebraska  
Engineers and Architects, Nebraska Board of  
Fire Fighters Association, Nebraska Professional  
Girl Scout Legislative Monitoring Network, Nebraska  
Land Title Association, Nebraska  
Nebraskans for Research  
Papio-Missouri Natural Resources District  
Physical Therapy Association, Nebraska Chapter of American  
Physician Assistants, Nebraska Academy of  
Psychological Association, Nebraska  
Public Employees, AFSCME Local 61, Nebraska Association of  
Respiratory Care, Nebraska Society for  
Retired School Personnel, Nebraska Association of  
Speech, Language, & Hearing Association, Nebraska  
Teamsters Local Union 554

- Andersen, Robert C.  
Cooperative Council, Nebraska
- Anderson, Robert L.  
Agri-Business Association, Nebraska  
Anderson Management Services, Inc.
- Anderson, Shannon M.  
Alegent Health
- Anderson, Tim W.  
Central Nebraska Public Power & Irrigation District
- Apel, Justin  
Resources Districts, Nebraska Association of
- Baack, Dennis G.  
Community College Association, Nebraska
- Bailey, Jon M.  
Center for Rural Affairs
- Barrett, John  
Aquila
- Barrette, John Barger  
Tax Research Council, Inc., Nebraska
- Bateman, Joseph R.  
Union Pacific Railroad
- Beattie, George  
Bankers Association, Nebraska
- Beermann, Allen J.  
Press Association, Nebraska
- Belcher, Barbara N.  
Merck & Company  
Merck/Schering Plough Pharmaceuticals
- Bell, David  
Loup River Public Power District
- Belschner, Shanna  
Children and Family Coalition of Nebraska
- Benjamin, Connie  
AARP

- Bernadt, Kevin  
Nebraskans Against the Death Penalty
- Berryman, Scott  
AT&T Corporation
- Boehm, John M.  
Mortgage Association, Nebraska
- Bohrer, Bruce J.  
Lincoln Chamber of Commerce
- Bonaiuto, John A.  
School Boards, Nebraska Association of
- Boryca, Kelly J.  
Pfizer, Inc.
- Boucher, Richard  
Sheriffs Association, Nebraska
- Brady, Justin J.  
Radcliffe, Walter H. of Radcliffe & Associates
- Broer, Walter L.  
General Contractors, Nebraska Building Chapter, Associated
- Bruning, Deonne L.  
Cox Nebraska Telcom, LLC
- Buntain, David R.  
Housing Authority of Lincoln  
Medical Association, Nebraska
- Butz, Timothy C.  
ACLU Nebraska
- Bydalek, Dave  
Family First
- Campbell, Mary M./Campbell & Associates  
Beer Wholesalers Association, Nebraska  
Cable Communications Association, Nebraska  
Educational Service Units, Consortium of  
Friends of Nebraska Nonprofit Hospitals  
Lincoln Public Schools  
Nature Conservancy Action Fund, The

Region II and V Services  
State Troopers Association of Nebraska, Inc.  
University of Nebraska  
Wholesale Liquor Distributors Association, Nebraska

Carstenson, Eric B.  
Telecommunications Association, Nebraska

Cavanaugh Law Firm, PC, LLO  
Creighton University  
District Court Judges Association, Nebraska  
Explore Information Services, LLC  
Fraternal Order of Police, Nebraska  
Independent Insurance Agents of Nebraska  
Tenet Health System

Cavanaugh, James P.  
Cavanaugh Law Firm PC, LLO

Cavanaugh, Patrick B.  
Cavanaugh Law Firm PC, LLO

Cheloha, John A. 'Jack'  
City of Omaha

Clark, Douglas R.  
Metropolitan Utilities District

Clayburn, Neal  
Lincoln Education Association

Cover, Joni R.  
Pharmacists Association, Nebraska

Craig, Robert B.  
American Legion of Nebraska

Cunningham, James R.  
Catholic Conference, Nebraska

Cutshall & Associates  
Area Agencies on Aging, Nebraska Association of  
BryanLGH Health System  
Builders & Suppliers Coalition  
College Systems, Board of Trustees of Nebraska State  
Community Lottery System, Inc.  
County Attorneys Association, Nebraska  
Dietetic Association, Nebraska  
Family Physicians, Nebraska Academy of

Financial Services Coalition, Nebraska  
Funeral Directors Association, Nebraska  
Lincoln Medical Education Foundation  
Manufactured Housing Association, Nebraska  
Metropolitan Utilities District  
Multi States Associates, Inc. on behalf of North American Insulation  
Manufacturers  
Nebraska Public Power District  
Organ Retrieval System, Inc., Nebraska  
Pfizer, Inc.  
Poultry Industries, Inc., Nebraska  
Public Television, Inc., Nebraskans for  
Resources Districts, Nebraska Association of  
Rural Community Schools Association, Nebraska  
Ruth & Mueller, LLC  
Southern Nebraska Rural Public Power District  
Union Pacific Railroad  
Water Coalition, Nebraska  
Work Ethic Camp Coalition

Cutshall, Bruce A.  
Cutshall & Associates

Davies, Ronald H.  
Progressive Insurance

DeCamp, John W.  
Chiropractic Physicians Association, Nebraska  
Veterans of Foreign Wars

Deppe, Jonah May  
League of Women Voters of Nebraska

Dibbern, Chris M.  
Nebraska Municipal Power Pool

Dix, Larry  
County Officials, Nebraska Association of

Dobler, James B.  
Farmers Mutual of Nebraska

Dubas, Annette  
Friends of the Constitution

Dudley, William H.  
AFLAC

Dulaney, Michael S.

School Administrators, Nebraska Council of

Edson, Dean E.

Resources Districts, Nebraska Association of

Elliott, Joseph W.

Professional Insurance Agents of Nebraska

Eret, Don

Tractor Testing Laboratory, Supporters of Nebraska

Erickson, Julie S.

American Communications Group, Inc.

Evans, Eric A.

Advocacy Services, Inc., Nebraska

Eynon-Kokrda, Elizabeth

Omaha Public Schools

Fahleson, Mark A.

Abengoa Bioenergy Corporation

Ferdinand, L. Rene'

ARC of Nebraska

Ferrell, Beth Bazyn

County Officials, Nebraska Association of

Flannery, John S.

Verizon

Fraizer, T. J.

AFLAC

Insurance Association, American

Mutual of Omaha Insurance Companies

Fram Jr., A. James

Lincoln Chamber of Commerce

Funk, Christine

Planned Parenthood of Omaha-Council Bluffs

Gigstad, Carolyn D.

Engineering Companies/Nebraska, American Council of  
Engineers, Nebraska Society of Professional

Gilbertson, Korby M.

Radcliffe, Walter H. of Radcliffe & Associates

Wildlife Protectors Association, Inc./Operation Game Thief, Nebraska

Goc, John J.

Metropolitan Utilities District

Telephone Association, Nebraska Independent

Golden, Jeffery S.

Boys and Girls Home of NE, Inc.

Gordon, James E.

DeHart & Darr Associates

Gottschalk, Kristen

Rural Electric Association, Nebraska

Gould, John 'Jack'

Common Cause

Common Cause Nebraska

Grieser, Mary Taylor

Certified Public Accountants, Nebraska Society of

Griess, James R.

Education Association, Nebraska State

Hale, Brian R.

School Boards, Nebraska Association of

Hall, Kimberle M.

Home & Community Health Agencies, Nebraska Association of

Hallstrom, Robert J.

Bankers Association, Nebraska

Friends of Nebraska Nonprofit Hospitals

National Federation of Independent Business

Nebraskans For Workers Compensation Equity

NETWORKS, Inc.

Pharmacists Association, Nebraska

Hansen, John K.

Farmers Union, Nebraska

Harding, William A.

Eli Lilly and Company

Harris, Nance

Trucking Association, Nebraska

Hartmann, William

One-Call Notification Center, Nebraska Statewide

Harvey, William F.  
Big Red Lottery Services, Ltd.

Hatfield, Scott S.  
CITMA

Head, Craig J.  
Farm Bureau Federation, Nebraska

Hedman, Gary  
Southern Nebraska Rural Public Power District

Hogrefe, Raymond H.  
National Association of Retired Federal Employees, NE Federation

Holmquist, David W.  
American Cancer Society  
Center For People In Need

Holmquist, Jay  
Rural Electric Association, Nebraska

Hood, Jane Renner  
Humanities Council, Nebraska

Horne, Virgil L.  
Lincoln Public Schools

Hybl, Michael G.  
Trucking Association, Nebraska

Jaeschke, Ronda  
Kinder Morgan, Inc.

Jenkins, Thomas J.  
Blue Cross & Blue Shield of Nebraska

Jensen, Ronald L.  
Dental Hygienists Association, Nebraska  
Homes & Services for the Aging, Nebraska Association of  
Kraft Foods North America, Inc. - Altria Corporate Services, Inc.  
Magellan Health Services, Inc.  
Nurse Anesthetists, Nebraska Association of  
Optometric Association, Nebraska  
Philip Morris USA, Inc. - Altria Corporate Services, Inc.  
Podiatric Medical Association, Nebraska

Private Resources, Nebraska Association of  
Radiologic Technologists, Nebraska Society of

Jensen, S. Michael

Great Plains Communications

Johnson, DeMaris

Cable Communications Association, Nebraska  
County Attorneys Association, Nebraska  
Water Resources Association, Nebraska

Johnson, Dick

Builders and Contractors, Inc., Associated

Johnson, Mary A.

Ruth & Mueller, LLC

Johnson, Rod E.

Pork Producers Association, Nebraska

Johnson, Sandra A.

Medical Association, Nebraska

Jordison, John C.

Great Plains Communications

Kamm, Richard D.

Class VI Association of Schools  
School Finance Coalition, Nebraska

Keetle, Roger S.

Hospitals & Health Systems, Nebraska Association of

Keigher, Timothy P.

Petroleum Marketers & Convenience Store Assn., Nebraska  
Rasmussen Legislative Consultants, Inc.

Kelley, Michael of Kelley & Lehan, PC

Beverage Operators of Nebraska, Responsible  
Criminal Defense Attorneys Association, Nebraska  
Douglas County, Nebraska  
Eastern Nebraska Human Services Agency  
Elevator Industry Work Preservation  
Horsemen's Benevolent & Protective Association  
Ignition Interlock Systems of IA, Inc.  
Kelley & Lehan, PC  
Omaha Airport Authority  
Omaha Exposition & Racing, Inc.  
Radcliffe, Walter H. of Radcliffe & Associates

Kennedy, Barry L.

Chamber of Commerce & Industry, Nebraska

Kenny, Timothy R.

Investment Finance Authority, Nebraska

Kerr, Karren

League of Women Voters of Nebraska

Kevil, G. Bruce

Home Builders Association, Nebraska State

Kierstead, Roberta

Planned Parenthood of Omaha-Council Bluffs

Kilgarin, Karen

Education Association, Nebraska State

King, Terry L.

General Contractors of America, NE Chapter, Associated

Kissel, Gordon

Kissel/E&S Associates, LLC

Kissel/Erickson & Sederstrom Associates, LLC

AIA Nebraska

Alegent Health

American Petroleum Institute

Ameristar Casinos, Inc.

Anheuser-Busch Companies

CASA Association, Nebraska

Cooperative Council, Nebraska

Erickson & Sederstrom, PC

Goodwill Industries, Nebraska

Greater Omaha Packing Co.

Hearing Society, Nebraska

Historical Society, Nebraska State

Investment Finance Authority, Nebraska

Lancaster County Board of Commissioners

Lincoln Electric System

Midlands Choice

Nebraska Municipal Power Pool

Network Association, Nebraska

Pork Producers Association, Nebraska

Professional Engineers Coalition

Telecommunications Business Users Coalition, Nebraska

West Corporation

- Kramer, David J.  
Republican Party, Nebraska
- Krannawitter, Brian  
Health Education Incorporated
- Kratz, Dean G.  
General Contractors, Nebraska Building Chapter, Associated
- Krebsbach, Laura  
Sierra Club, Nebraska
- Krumland, Gary G.  
League of Nebraska Municipalities
- Kruse, Larry D.  
Glaxo Smith Kline
- Kulesher, Kate M.  
Wyeth
- Lamb, Amy  
Occupational Therapy Association, Nebraska
- Lange, Robert G.  
Ameritas Life Insurance Corporation
- Lehmann, Lynn  
Kinder Morgan, Inc.
- Lengel, Patricia  
Kinder Morgan, Inc.
- Licht, Alice L.  
Agri-Business Association, Nebraska  
Anderson Management Services, Inc.  
Auctioneers Association, Nebraska  
Automotive Recycling Industry of Nebraska  
Aviation Trade Association, Nebraska  
Hotel & Motel Association, Inc., Nebraska  
Interior Design, Nebraska Coalition for  
Pest Control Association, Nebraska State
- Lindsay, John  
O'Hara, Lindsay & Associates, Inc.
- Lineweber, Ray L.  
United Transportation Union

Loeffler, Michael T.

Northern Natural Gas aka Enron Transportation and Storage

Logsdon, Robert R.

Cox Nebraska Telcom, LLC

Lombardi, Richard A.

American Communications Group, Inc.

Lowrey, Lon

Novartis Pharmaceuticals Corporation

Marcus, Joan K.

ARC of Nebraska

Mass, Ken E.

AFL-CIO, Nebraska State

Mauk, Daniel S.

Norfolk Area Chamber of Commerce

McBride, David S.

Health Underwriters, National Association of  
Insurance and Financial Advisors, National Association of  
Optometric Association, Nebraska

McClure, John

Nebraska Public Power District

McGuire, Mark D.

Education Association, Nebraska State

McKenzie, Janis M.

Gifted, Nebraska Association For The  
Independent Colleges & Universities of Nebraska (AICUN), Association of  
Insurance Federation, Nebraska

Meek, Randy D.

Brotherhood of Locomotive Engineers, Nebraska State Legislative Board

Meerkatz, Marilyn

Class I's United

Menzel, Elaine

County Officials, Nebraska Association of

Meurrens, Bradley A.

Advocacy Services, Inc., Nebraska

- Meyer, Les  
Kinder Morgan, Inc.
- Mihovk, Donald J.  
Chamber of Commerce & Industry, Nebraska
- Mikkelsen, Brian  
Education Association, Nebraska State
- Miller, Amy  
ACLU Nebraska
- Mills, Jack D.  
Risk Management Association, Nebraska Intergovernmental
- Minor, Timothy H.  
CF Industries, Inc.
- Mischo, Craig  
Bayer Health Care
- Moore, Scott D.  
Union Pacific Railroad
- Moors, H. Jack  
3M Traffic Control Materials Division  
Cargill/Excel  
City of Hastings  
City of Lincoln  
City of Norfolk  
Corn Growers Association, Nebraska  
Crow Butte Resources, Inc.  
Johnson & Johnson  
R.L. Polk & Co.  
Syngenta  
Tobacco & Candy Distributors, Nebraska Association of
- Moul, Maxine  
Endow Nebraska
- Moylan, James H.  
Beverage Association, Nebraska Licensed  
R.J. Reynolds Tobacco
- Mueller, William J.  
Airport Officials, Nebraska Association of  
American Express Travel Related Services, Inc.

Ash Grove Cement Co.  
Bankers Association, Heartland Community  
Better Nebraska Association  
Big Red Lottery Services, Ltd.  
Chief Industries, Inc.  
Citizens for a Healthy Nebraska  
Collectors Association, Nebraska  
Commercial Property Owners, Nebraska Association of  
Court Reporters Association, Nebraska  
Cutshall & Associates  
Dental Association, Nebraska  
Duncan Aviation  
eBay, Inc.  
Electrical Contractors Association, National  
Eye Physicians and Surgeons, Nebraska Academy of  
First Data Corporation  
General Contractors of America, NE Chapter, Associated  
Harrahs Operating Company, Inc.  
Independent Accountants, Nebraska Society of  
Kearney Area Chamber of Commerce  
Kellogg Company  
Lamar Advertising Company  
Lincoln Airport Authority  
Lincoln Electric System  
Lyman-Richey Corporation  
M/A-COM Private Radio Systems  
Machinery Company, Nebraska  
MDS Pharma Services (US), Inc.  
Methodist Health Systems, Nebraska  
Millard Public Schools  
Nebraska Interactive  
Nebraska State Bar Association  
Pharmaceutical Research and Manufacturers of America  
Press Association, Nebraska  
S.I.D.s, Nebraska Association For  
Western Wireless Corporation

Mumgaard, D. Milo  
Appleseed Center for Law in the Public Interest, Nebraska

Nabb, Douglas  
Fremont Public Schools

Nantkes, Danielle  
Appleseed Center for Law in the Public Interest, Nebraska

Neilan, Perre S.  
Realtors Association, Nebraska

Nelson, Craig L.  
County Officials, Nebraska Association of

Nielsen, Coleen J.  
Insurance Information Service, Nebraska  
Medco Health Solutions, Inc.  
Merck & Company  
State Farm Insurance Companies

Nolan, Michael  
City of Norfolk

Nowka, Trent P.  
Cutshall & Associates

Obermier, Duane  
Education Association, Nebraska State

Obst, Robert E.  
Qwest Communications

O'Hara, Lindsay & Associates, Inc.  
Ambulatory Centers, Nebraska Association of Independent  
Aquila  
Automobile Manufacturers, Alliance of  
Blue Cross & Blue Shield of Nebraska  
County Judges Association, Nebraska  
Endow Nebraska  
Finocchiaro Wine Company, Inc.  
First National of Nebraska, Inc.  
Hall County Livestock Improvement Association  
Housing & Redevelopment Officials, Nebraska Chapter of the National  
Association of  
Humanities Council, Nebraska  
Kinder Morgan, Inc.  
MCI, Inc.  
Motorola, Inc.  
Northern Natural Gas aka Enron Transportation and Storage  
Nucor Corporation  
Omaha Public Power District  
Omaha Public Schools  
Peru State College Foundation  
Pioneer Hi-Bred International  
Public Accountancy, Nebraska State Board of  
Soft Drink Association, Nebraska  
Trial Attorneys, Nebraska Association of  
Winnebago Tribe of Nebraska

O'Hara, Paul V.

O'Hara, Lindsay & Associates, Inc.

Olhausen, Vaun C.

Schering-Plough External Affairs, Inc.

Olsen, Keith R.

Farm Bureau Federation, Nebraska

O'Neal II, John R.

Advocacy Services, Inc., Nebraska

O'Neill Jr., Thomas J.

Independent Colleges & Universities of Nebraska (AICUN), Association of

Orton, Leroy

Irrigation Association, Nebraska State

Waste Water Assn., Nebraska On-Site

Well Drillers Association, Nebraska

Othmer, Mark F.

Iowa/Nebraska Equipment Dealers Association

Otto, James A.

Restaurant Association, Nebraska

Retail Federation, Nebraska

Otto, Richard J.

Restaurant Association, Nebraska

Retail Federation, Nebraska

Owen, Rose Marie

Medco Health Solutions, Inc.

Pack, Mary M.

Radcliffe, Walter H. of Radcliffe & Associates

Pallesen Jr., Charles M.

Medical Association, Nebraska

Pappas, James E.

Bellevue Public Schools

NorthWestern Energy

UNO Faculty

Partington, James W.

Restaurant Association, Nebraska

Peetz, Natalie

Omaha Chamber of Commerce, Greater

Pereira, Paul C.

TAP Pharmaceuticals

Perkins, Gary A.

Childrens Healthcare Services

Peters, William E.

Burlington Northern Santa Fe

Golden Rule Insurance Company

Petersen, Daphne

Optometric Association, Nebraska

Social Workers, Nebraska Chapter, National Association of

Peterson, Alan E.

Media of Nebraska, Inc.

Property Owners Association

Peterson, Chris

Republican Party, Nebraska

Peterson, Patricia Schuett

Investment Finance Authority, Nebraska

Pierson, Darwin R.

Oil & Gas Association, Nebraska Independent

Plucker, Julia

Coast Casinos, Inc.

Community Alliance, Inc.

Popken, Kent T.

Qwest Communications

Potter, Cara E.

National Association of Chain Drug Stores

Prenda, Amy

Kissel/E&S Associates, LLC

Preston, James N.

Trucking Association, Nebraska

Ptacek, Patrick J.

Grain and Feed Association, Nebraska

Radcliffe, Walter H. of Radcliffe & Associates

ALLTEL Communications  
 Broadcasters Association, Nebraska  
 Cable Communications Association, Nebraska  
 Cemetery Association, Nebraska State  
 Certified Public Accountants, Nebraska Society of  
 Coalition for Constitutional Change  
 Fair Board, Nebraska State  
 Father Flanagans Boys Home aka Girls and Boys Town  
 Father Flanagans Boys Home d/b/a Boys Town National Research  
 Hospital  
 Financial Services Coalition, Nebraska  
 Health Care Association, Nebraska  
 IMS Health  
 INTRALOT USA  
 Kelley & Lehan, PC  
 Lincoln Public Schools  
 Media of Nebraska, Inc.  
 Medical Center, Nebraska  
 Motion Picture Association of America  
 Optometric Association, Nebraska  
 Property Casualty Insurers Association of America  
 Public Health Funding, Nebraskans for  
 Pyrotechnics Association, Nebraska  
 RACOM Corporation  
 Realtors Association, Nebraska  
 State Troopers Association of Nebraska, Inc.  
 Tyson Foods, Inc..  
 University of Nebraska  
 UST Public Affairs, Inc.  
 Waste Connections, Inc.  
 Wholesale Liquor Distributors Association, Nebraska

Rasmussen, Dennis

AirBoat Association, Nebraska  
 Auto Dealers Association, Nebraska Independent  
 Catrala of Nebraska  
 Class I's United  
 Friends of Rural Education  
 Iowa/Nebraska Equipment Dealers Association  
 Kraft Foods North America, Inc. - Altria Corporate Services, Inc.  
 Land Improvement Contractors Association, Nebraska  
 LensCrafters  
 Miller Brewing Company  
 Petroleum Marketers & Convenience Store Assn., Nebraska  
 Philip Morris USA, Inc. - Altria Corporate Services, Inc.

Redoutey, Laura J.

Hospitals & Health Systems, Nebraska Association of

- Reid, William S.  
Eli Lilly and Company
- Reiman, Charlene  
Kinder Morgan, Inc.
- Rempe, Jay E.  
Farm Bureau Federation, Nebraska
- Renner, Shawn D.  
Media of Nebraska, Inc.
- Rex, L. Lynn  
League of Nebraska Municipalities
- Reynolds, Simera  
Mothers Against Drunk Driving, Nebraska
- Richards, Thomas  
Omaha Public Power District
- Riibe, Diane  
Project Extra Mile
- Riskowski, Alvin  
Family Council, Nebraska
- Robertson, Rob J.  
Farm Bureau Federation, Nebraska
- Roland, Gene  
Kinder Morgan, Inc.
- Roof, Dale  
Takeda Pharmaceuticals America
- Rowley, Mitch  
Catholic Conference, Nebraska
- Ruth, Larry L.  
Airport Officials, Nebraska Association of  
American Express Travel Related Services, Inc.  
Ash Grove Cement Co.  
Bankers Association, Heartland Community  
Better Nebraska Association  
Big Red Lottery Services, Ltd.  
Chief Industries, Inc.  
Citizens for a Healthy Nebraska  
Collectors Association, Nebraska

Commercial Property Owners, Nebraska Association of  
Court Reporters Association, Nebraska  
Cutshall & Associates  
Dental Association, Nebraska  
Duncan Aviation  
eBay, Inc.  
Electrical Contractors Association, National  
Eye Physicians and Surgeons, Nebraska Academy of  
First Data Corporation  
General Contractors of America, NE Chapter, Associated  
Harrahs Operating Company, Inc.  
Independent Accountants, Nebraska Society of  
Kearney Area Chamber of Commerce  
Kellogg Company  
Lamar Advertising Company  
Lincoln Airport Authority  
Lincoln Electric System  
Lyman-Richey Corporation  
M/A-COM Private Radio Systems  
Machinery Company, Nebraska  
MDS Pharma Services (US), Inc.  
Methodist Health Systems, Nebraska  
Millard Public Schools  
Nebraska Interactive  
Nebraska State Bar Association  
Pharmaceutical Research and Manufacturers of America  
Press Association, Nebraska  
S.I.D.s, Nebraska Association For  
Western Wireless Corporation

Ryan, Beth  
Union Pacific Railroad

Sahling-Zart, Shelley R.  
Lincoln Electric System

Scanlan, Jeffrey L.  
Cornhusker Casualty Company

Scarpello, Sam M.  
Electrical Workers, Nebraska State Council of  
Omaha Building & Construction Trades Council  
Utility Workers Conference, Nebraska State

Schimek, Herbert H.  
Education Association, Nebraska State

Schleppenbach, Greg  
Catholic Conference, Nebraska

Schmit Industries, Inc.  
Ag Processing, Inc.  
Charitable Gaming and Legislation, Nebraskans for  
Chiropractic Physicians Association, Nebraska  
Husker Ag, LLC  
KAPPA Ethanol, LLC

Schmit-Albin, Julie  
Nebraska Right to Life

Sedlacek, Ronald J.  
Bankers Association, Nebraska  
Chamber of Commerce & Industry, Nebraska  
Travelers Express Company, Inc.

Sellentini, Jerry L.  
School Administrators, Nebraska Council of

Setzepfandt, Scott  
HLR Service Corporation

Sher, Bradley L.  
BryanLGH Health System

Shultz, Jack L.  
Eli Lilly and Company  
Motorcycle Industry Council, Inc.

Siefken, Kathy  
Grocery Industry Association, Nebraska

Simino, Charles G.  
Sprint

Skochdopole, Robert A.  
Radcliffe, Walter H. of Radcliffe & Associates

Snyder, Patricia  
Health Care Association, Nebraska

Sommermeier, Mary E.  
League of Nebraska Municipalities

Spatz, John  
School Boards, Nebraska Association of

Stading, Donald R.  
Ameritas Life Insurance Corporation

- Stepanek, Chuck  
Nurses Association, Nebraska
- Stilmock, Gerald M.  
Firefighters Association, Nebraska State Volunteer  
National Federation of Independent Business  
Pharmacists Association, Nebraska
- Stilwell, CJ Constance  
American Legion Post 374
- Stremming, Troy A.  
Ameristar Casinos, Inc.
- Sullivan, J. Scott  
Credit Union League, Nebraska
- Swertzic, Michelle  
Propane Gas Association, Nebraska
- Todd Jr., A. Loy  
Car & Truck Dealers Association, Nebraska New
- Uhe, Fred J.  
Sarpy County Board of Commissioners
- Ulbrich, Barbara  
State Farm Insurance Companies
- Ullstrom, Galen F.  
Mutual of Omaha Insurance Companies
- Urdahl, Michael B.  
Great Plains Communications
- Varney, Michael  
Farmers Insurance Group
- Vasina, Mark A.  
Stop Big Business Subsidies - Repeal LB 775
- Veak, Becky  
Health Care Association, Nebraska
- Vickers, Tom  
Community College Association, Nebraska  
Coors Brewing Company  
Educational Lands and Funds, Board of

Nurses Association, Nebraska  
Postsecondary Career Schools, Nebraska Council of Private  
Propane Gas Association, Nebraska  
Westside Community Schools

Vodvarka, Dan  
Certified Public Accountants, Nebraska Society of

Wagner, Connie  
Licensed Practical Nurse Association of Nebraska

Walker, Steven H.  
Norris Public Power District

Warth, Terry  
Nebraska Public Power District

Watson, James S.  
United HealthCare Corporation

Watson, Robert W.  
Fathers Rights Advocacy  
LULAC, Omaha Chapter

Weber, Dale  
Veterans & Social Societies, Inc., Nebraska Council of Fraternal

Weber, Rocky  
Cooperative Council, Nebraska

Wesely, Don  
City of Hastings  
City of Norfolk

Wickman, Barbara J.  
Metro Omaha Builders Association

Wightman, Anna Castner  
First National of Nebraska, Inc.

Williams, David M.  
Ameritas Life Insurance Corporation

Wininger, Dwight  
Rural Telecommunications Coalition, Nebraska

Winston, Ken  
Library Association, Nebraska  
Nebraskans Against the Death Penalty

Sierra Club, Nebraska

Withem, Ron  
University of Nebraska

Wood, Angela K.  
Credit Management  
Grand Island Area Economic Development Corporation

Wood, Keith  
National Rifle Association Institute for Legislative Action

Yontz, Randall G.  
American Heart Association

Yost, Kurt T.  
Bankers Association, Nebraska Independent Community  
Central Nebraska Public Power & Irrigation District  
Midwest Check Cashiers, Inc.  
Sowers Club of Lincoln, Inc.

Young, Philip M.  
Philip Morris U.S.A.

Zoucha, Terry E.  
ProCare 3

#### **UNANIMOUS CONSENT - Add Cointroducers**

Senators Erdman and Quandahl asked unanimous consent to have their names added as cointroducers to LB 110. No objections. So ordered.

Senator Quandahl asked unanimous consent to have his name added as cointroducer to LB 172. No objections. So ordered.

Senators Maxwell and Thompson asked unanimous consent to have their names added as cointroducers to LB 304. No objections. So ordered.

Senator Tyson asked unanimous consent to have his name added as cointroducer to LB 816. No objections. So ordered.

Senator Cunningham asked unanimous consent to have his name added as cointroducer to LB 825. No objections. So ordered.

Senator Stuhr asked unanimous consent to have her name added as cointroducer to LB 850. No objections. So ordered.

Senator Cunningham asked unanimous consent to have his name added as cointroducer to LB 852. No objections. So ordered.

Senator Mossey asked unanimous consent to have his name added as cointroducer to LB 880 and LB 881. No objections. So ordered.

Senator Quandahl asked unanimous consent to have his name added as cointroducer to LB 892. No objections. So ordered.

Senators Synowiecki and Vrtiska asked unanimous consent to have their names added as cointroducers to LB 933. No objections. So ordered.

Senators Connealy and Janssen asked unanimous consent to have their names added as cointroducers to LB 934. No objections. So ordered.

Senator Cunningham asked unanimous consent to have his name added as cointroducer to LB 943. No objections. So ordered.

Senator Hartnett asked unanimous consent to have his name added as cointroducer to LB 976 and 977. No objections. So ordered.

### **VISITORS**

Visitors to the Chamber were Ralph Thomas from Ashesville, North Carolina, and Julie Thomas from Gordon.

### **MOTION - Adjournment**

Senator Brown moved to adjourn. The motion prevailed with 27 ayes, 4 nays, 10 present and not voting, and 8 excused and not voting, and at 4:12 p.m., the Legislature adjourned until 10:15 a.m., Tuesday, January 13, 2004.

Patrick J. O'Donnell  
Clerk of the Legislature

