

SIXTY-SEVENTH DAY - APRIL 25, 2005**LEGISLATIVE JOURNAL****NINETY-NINTH LEGISLATURE
FIRST SESSION****SIXTY-SEVENTH DAY**

Legislative Chamber, Lincoln, Nebraska
Monday, April 25, 2005

PRAYER

The prayer was offered by Pastor Patrick Davis, Alegent Health Pastoral Services, Omaha.

ROLL CALL

Pursuant to adjournment, the Legislature met at 10:00 a.m., Senator Cudaback presiding.

The roll was called and all members were present except Senator Brown who was excused; and Senators Engel, Dw. Pedersen, and D. Pederson who were excused until they arrive.

CORRECTIONS FOR THE JOURNAL

The Journal for the sixty-sixth day was approved.

COMMUNICATION

Received a copy of House Resolution No. 191 from the state of Kentucky urging the Federal Communications Commission not to preempt state do not call legislation.

GENERAL FILE

LEGISLATIVE RESOLUTION 8CA. Senator Chambers renewed his pending amendment, FA41, found on page 629 and considered on page 1273.

SPEAKER BRASHEAR PRESIDING

Senator Schrock offered the following motion:
Invoke cloture on LR 8CA, pursuant to Rule 7, Section 10.

Senator Schrock moved for a call of the house. The motion prevailed with 36 ayes, 0 nays, and 13 not voting.

Senator Schrock requested a roll call vote, in reverse order, on his motion to invoke cloture.

Voting in the affirmative, 36:

Aguilar	Cudaback	Heidemann	Langemeier	Stuhr
Baker	Cunningham	Hudkins	Louden	Stuthman
Beutler	Engel	Jensen	McDonald	Synowiecki
Burling	Erdman	Johnson	Mines	Wehrbein
Byars	Fischer	Kopplin	Pedersen, Dw.	
Combs	Flood	Kremer	Raikes	
Connealy	Foley	Kruse	Schrock	
Cornett	Friend	Landis	Smith	

Voting in the negative, 7:

Chambers	Preister	Redfield	Thompson
Howard	Price	Schimek	

Present and not voting, 4:

Bourne	Brashear	Janssen	Pahls
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Excused and not voting, 2:

Brown	Pederson, D.
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The Schrock motion to invoke cloture prevailed with 36 ayes, 7 nays, 4 present and not voting, and 2 excused and not voting.

Senator Schrock requested a roll call vote on the Chambers amendment, FA41.

Voting in the affirmative, 1:

Chambers

Voting in the negative, 42:

Aguilar	Cunningham	Hudkins	Louden	Smith
Baker	Engel	Janssen	McDonald	Stuhr
Beutler	Erdman	Jensen	Mines	Stuthman
Bourne	Fischer	Johnson	Pahls	Synowiecki
Brashear	Flood	Kopplin	Pedersen, Dw.	Thompson
Byars	Foley	Kremer	Raikes	Wehrbein
Combs	Friend	Kruse	Redfield	
Connealy	Heidemann	Landis	Schimek	
Cornett	Howard	Langemeier	Schrock	

Present and not voting, 4:

Burling Cudaback Preister Price

Excused and not voting, 2:

Brown Pederson, D.

The Chambers amendment lost with 1 aye, 42 nays, 4 present and not voting, and 2 excused and not voting.

Advanced to E & R for review with 32 ayes, 9 nays, 6 present and not voting, and 2 excused and not voting.

The Chair declared the call raised.

LEGISLATIVE BILL 40. Title read. Considered.

The Standing Committee amendment, AM0387, found on page 505, was considered.

Senator Redfield renewed the Redfield et al. pending amendment, AM1227, found on page 1209, to the Standing Committee amendment.

The Redfield et al. amendment was adopted with 32 ayes, 0 nays, 15 present and not voting, and 2 excused and not voting.

Senator Beutler offered the following amendment to the Standing Committee amendment:

AM1263

(Amendments to AM1227)

1 1. Insert the following new section:
 2 "Sec. 3. Section 68-1604, Reissue Revised Statutes of
 3 Nebraska, is amended to read:
 4 68-1604. The Homeless Shelter Assistance Trust Fund is
 5 hereby created. The fund shall include ~~the proceeds raised from~~
 6 ~~the documentary stamp tax and remitted for such fund pursuant to~~
 7 money transferred to the fund under section 76-903. Money remitted
 8 to such fund shall be used by the department (1) for grants to
 9 eligible shelter providers as set out in section 68-1605 for the
 10 purpose of assisting in the alleviation of homelessness, to provide
 11 temporary and permanent shelters for homeless persons, to encourage
 12 the development of projects which link housing assistance to
 13 programs promoting the concept of self-sufficiency, and to address
 14 the needs of the migrant farmworker and (2) to aid in defraying the
 15 expenses of administering the Homeless Shelter Assistance Trust
 16 Fund Act, which shall not exceed fifty thousand dollars in any
 17 fiscal year.

18 Any money in the fund available for investment shall be
 19 invested by the state investment officer pursuant to the Nebraska
 20 Capital Expansion Act and the Nebraska State Funds Investment
 21 Act."

22 2. On page 2, line 3, strike "the General Fund and" and
 23 show the old matter as stricken; strike the matter beginning with
 1 "The" in line 4 through the period in line 10 and show the old
 2 matter as stricken.

3 3. On page 7, strike beginning with "one" in line 13
 4 through the comma in line 16, show the old matter as stricken, and
 5 insert "all proceeds to the General Fund. Transfers may be made
 6 from the General Fund to the Affordable Housing Trust Fund, the
 7 Homeless Shelter Assistance Trust Fund, and the Behavioral Health
 8 Services Fund at the direction of the Legislature."; and strike the
 9 new matter in lines 21 and 22.

10 4. Renumber the remaining sections accordingly.

Pending.

SPEAKER BRASHEAR PRESIDING

SPEAKER SIGNED

While the Legislature was in session and capable of transacting business, the Speaker signed the following: LBs 193, 274, 276, 351, 361, 389, 389A, 503, 503A, and 739.

AMENDMENT - Print in Journal

Senator Thompson filed the following amendment to LB 761:
 AM1309

(Amendments to Standing Committee amendments, AM0659)

1 1. On page 1, strike beginning with "the" in line 4
 2 through "coordinator" in line 6 and insert "line 12 and insert 'one
 3 director of a child advocacy center'"; and in line 8 after
 4 "finance" insert ". Any member appointed pursuant to this
 5 subdivision who is not specifically required by this section to be
 6 a member of a local foster care review board may be a member of a
 7 local foster care review board".

VISITORS

Visitors to the Chamber were Josh Hertzell from Lincoln; 30 eighth-grade students and teacher from Scribner-Snyder Public Schools; members of the District 48 Youth Advisory Council and sponsors from Gering; and 51 fourth-grade students and teachers from Joslyn Elementary School, Omaha.

RECESS

At 12:00 p.m., on a motion by Senator Thompson, 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 Brown who was excused; and Senators Landis, McDonald, Mines, and Dw. Pedersen who were excused until they arrive.

PRESENTED TO THE GOVERNOR

Presented to the Governor on April 25, 2005, at 12:04 p.m. were the following: LBs 193e, 274, 276, 351e, 361e, 389, 389A, 503e, 503Ae, and 739.

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

GENERAL FILE

LEGISLATIVE BILL 70. Senator Chambers withdrew his pending motion, found on page 1258, to bracket until May 17, 2005.

The Jensen pending amendment, AM1289, found on page 1256, was renewed.

Senator Smith renewed his pending amendment, FA182, found on page 1278, to the Jensen pending amendment.

Pending.

STANDING COMMITTEE REPORTS**Judiciary**

LEGISLATIVE BILL 218. Placed on General File as amended.
Standing Committee amendment to LB 218:
AM0770

- 1 1. On page 14, reinstate the stricken matter beginning
- 2 in line 20 through "Act" in line 21 and after the reinstated matter
- 3 insert "of 2000, 42 U.S.C. 15001, as the act existed on January 1,
- 4 2005, and".

LEGISLATIVE BILL 269. Placed on General File as amended.

Standing Committee amendment to LB 269:

AM0941

1 1. Strike the original sections and insert the following
2 new sections:

3 "Section 1. Sections 1 to 8 of this act provide a
4 procedure for judicial emancipation of minors.

5 Sec. 2. A minor who is at least sixteen years of age,
6 married, or living apart from his or her parents or legal guardian,
7 and who is a legal resident of the county, may by his or her legal
8 guardian or next friend file a complaint in the district court of
9 that county for a judgment of emancipation.

10 Sec. 3. (1) A complaint for emancipation shall state:

11 (a) The name, age, and address of the minor;

12 (b) The names and addresses of the parents of the minor;

13 (c) The name and address of any legal guardian of the
14 minor;

15 (d) If no parent or legal guardian can be found, the name
16 and address of the child's nearest known relative residing within
17 this state;

18 (e) That the minor is seeking a judgment of emancipation;
19 and

20 (f) That the minor willingly lives apart from his or her
21 parents or legal guardian with the consent or acquiescence of the
22 parents or legal guardian.

23 (2) If any of the facts required by this section are not
24 known, the complaint shall so state.

1 Sec. 4. A notice of filing, together with a copy of the
2 complaint for emancipation, shall be served upon:

3 (1) The parents or legal guardian of the minor or, if the
4 parents or legal guardian cannot be found, the nearest known
5 relative of the minor residing within the state, if any;

6 (2) The legal custodian of the minor, if any;

7 (3) The appropriate probation officer for his or her
8 review and recommendation, if the minor is a ward of the court; and

9 (4) The county attorney of the county in which the matter
10 is to be heard.

11 Sec. 5. In making its determination regarding the
12 complaint for emancipation, the court shall consider: Whether the
13 parents or legal guardian of the minor have consented to
14 emancipation; whether the minor is substantially able to support
15 himself or herself without financial assistance; whether the minor
16 is sufficiently mature and knowledgeable to manage his or her
17 affairs without the guidance of parents or legal guardian; and
18 whether emancipation is in the best interest of the minor. The
19 court shall advise the minor of the consequences of emancipation.

20 Sec. 6. (1) If the court determines that emancipation
21 should be granted, it shall enter a judgment of emancipation. Such
22 judgment emancipates the minor for all purposes and removes the
23 disability of minority insofar as that disability may affect:

24 Incurring indebtedness or contractual obligations of any kind;
 25 acquiring, encumbering, and conveying property or any interest
 26 therein; the litigation and settlement of controversies; consenting
 27 to medical, dental, or psychiatric care without parental consent,
 1 knowledge, or liability; enrolling in any school or college; and
 2 establishment of his or her own residence. For these purposes, the
 3 minor shall be considered in law as an adult and any obligation he
 4 or she incurs is enforceable by and against such minor without
 5 regard to his or her minority.

6 (2) Unless otherwise provided by the judgment for
 7 emancipation, the obligation of support otherwise owed a minor by
 8 his or her parent or legal guardian is terminated by the entry of
 9 the judgment.

10 Sec. 7. A judgment of emancipation does not affect the
 11 status of the minor for purposes of any provision of law which:

12 (1) Prohibits the sale, purchase, or consumption of
 13 intoxicating liquor to or by a person under twenty-one years of
 14 age;

15 (2) Prohibits gaming or employment in gaming by or of a
 16 person under twenty-one years of age;

17 (3) Restricts the ability to marry a person under the age
 18 of seventeen years of age; or

19 (4) Governs matters relating to juveniles.

20 Sec. 8. A complaint may be filed by any person or by any
 21 public agency to void a judgment of emancipation on the following
 22 grounds:

23 (1) The minor has become indigent and has insufficient
 24 means of support; or

25 (2) The judgment of emancipation was obtained by fraud,
 26 misrepresentation, or the withholding of material information.".

LEGISLATIVE BILL 594. Placed on General File as amended.

Standing Committee amendment to LB 594:

AM1132

- 1 1. On page 9, lines 3 and 4, strike "IV felony" and
- 2 insert "I misdemeanor"; and in line 12 strike "ten" and insert
- 3 "thirty".

LEGISLATIVE BILL 620. Placed on General File as amended.

Standing Committee amendment to LB 620:

AM1043

- 1 1. Strike the original sections and insert the following
- 2 new sections:

3 "Section 1. Section 37-729, Reissue Revised Statutes of
 4 Nebraska, is amended to read:

5 37-729. For purposes of sections 37-729 to 37-736:

6 (1) Land includes roads, water, watercourses, private

7 ways, and buildings, structures, and machinery or equipment thereon

8 when attached to the realty;

9 (2) Lease means an agreement between an owner of land and
 10 a nonprofit conservation corporation, political subdivision, or
 11 state or federal agency;

12 (3) Owner includes tenant, lessee, occupant, or person in
 13 control of the premises;

14 ~~(3)~~ (4) Recreational purposes includes, but is not
 15 limited to, any one or any combination of the following: Hunting,
 16 fishing, swimming, boating, camping, picnicking, hiking, pleasure
 17 driving, nature study, wildlife viewing including bird viewing,
 18 waterskiing, winter sports, and visiting, viewing, or enjoying
 19 historical, archaeological, scenic, or scientific sites, or
 20 otherwise using land for purposes of the user; and

21 ~~(4)~~ (5) Charge means the amount of money asked in return
 22 for an invitation to enter or go upon the land.

23 Sec. 2. Section 37-733, Reissue Revised Statutes of
 24 Nebraska, is amended to read:

1 37-733. (1) Unless otherwise agreed in writing, an owner
 2 of land ~~(a) leased to the state for recreational purposes for~~
 3 recreational purposes or wildlife benefits by any nonprofit
 4 conservation corporation, political subdivision, or state or
 5 federal agency or (b) receiving wildlife habitat improvement
 6 payments from any nonprofit conservation corporation, political
 7 subdivision, or state or federal agency owes no duty of care to
 8 keep that land safe for entry or use by others or to give warning
 9 to persons entering or going upon such land of any hazardous
 10 conditions, uses, structures, or activities thereon. ~~Am~~

11 (2) ~~Such owner who leases land to the state for~~
 12 ~~recreational purposes~~ shall not by giving such lease or receiving
 13 such wildlife habitat improvement payment (a) ~~(1)~~ extend any
 14 assurance to any person using the land that the premises are safe
 15 for any purpose, ~~(2)~~ (b) confer upon such persons the legal status
 16 of an invitee or licensee to whom a duty of care is owed, or ~~(3)~~
 17 (c) assume responsibility for or incur liability for any injury to
 18 person or property caused by an act or omission of a person who
 19 enters upon the leased land.

20 (3) The provisions of this section shall apply whether
 21 the person entering upon the leased land is an invitee, licensee,
 22 trespasser, or otherwise.

23 Sec. 3. Section 37-734, Reissue Revised Statutes of
 24 Nebraska, is amended to read:

25 37-734. Nothing in sections 37-729 to 37-736 limits in
 26 any way any liability which otherwise exists (1) for willful or
 27 malicious failure to guard or warn against a dangerous condition,
 1 use, structure, or activity or (2) for injury suffered in any case
 2 where the owner of land charges the person or persons who enter or
 3 go on the land. ~~Rental paid by a group, organization, corporation,~~
 4 ~~or the state or federal government shall not be deemed a charge~~
 5 ~~made by the owner of the land.~~ Lease payments for recreational
 6 purposes or wildlife benefits or wildlife habitat improvement

7 payments made by any nonprofit conservation corporation, political
 8 subdivision, or state or federal agency shall not be deemed a
 9 charge made by the owner of the land.
 10 Sec. 4. Original sections 37-729, 37-733, and 37-734,
 11 Reissue Revised Statutes of Nebraska, are repealed."

(Signed) Patrick J. Bourne, Chairperson

Appropriations

LEGISLATIVE BILL 605. Placed on General File as amended.
 Standing Committee amendment to LB 605:
 AM1285

- 1 1. On page 5, line 26, strike "Stout, Randall, and Men's
- 2 Halls" and insert "Bruner Science Hall".

(Signed) Don Pederson, Chairperson

RESOLUTION

LEGISLATIVE RESOLUTION 88. Introduced by Dw. Pedersen, 39.

PURPOSE: The purpose of this study is to review issues relating to the exemption of sales tax on United States Postal Service delivery charges for transportation of advertising materials. LB 514 was introduced in 2005 to exempt such charges from sales tax. The study should examine how other states apply the sales tax to such charges and the consequences of enacting the exemption under the streamlined sales tax project.

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

1. That the Revenue Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.
2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

GENERAL FILE

LEGISLATIVE BILL 70. Senator Jensen offered the following motion:
 Bracket until February 3, 2006.

Senator Langemeier moved the previous question. The question is, "Shall the debate now close?" The motion prevailed with 26 ayes, 1 nay, and 22 not voting.

Senator Jensen moved for a call of the house. The motion prevailed with 35 ayes, 0 nays, and 14 not voting.

Senator Jensen requested a roll call vote on his motion to bracket.

Voting in the affirmative, 8:

Beutler	Foley	Jensen	Synowiecki
Byars	Howard	Johnson	Thompson

Voting in the negative, 33:

Aguilar	Connealy	Heidemann	Louden	Schrock
Baker	Cornett	Hudkins	Mines	Smith
Bourne	Engel	Janssen	Pahls	Stuhr
Brashear	Erdman	Kopplin	Pedersen, Dw.	Stuthman
Burling	Fischer	Kremer	Pederson, D.	Wehrbein
Chambers	Flood	Landis	Raikes	
Combs	Friend	Langemeier	Redfield	

Present and not voting, 5:

Cudaback	Kruse	Preister	Price	Schimek
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Excused and not voting, 3:

Brown	Cunningham	McDonald
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The Jensen motion to bracket failed with 8 ayes, 33 nays, 5 present and not voting, and 3 excused and not voting.

The Chair declared the call raised.

The Smith pending amendment, FA182, found on page 1278 and considered in this day's Journal, to the Jensen pending amendment, was renewed.

Senator Smith withdrew his amendment.

Senator Smith offered the following amendment to the Jensen pending amendment:

AM1312

- 1 1. On page 16, strike beginning with "Except" in line 5
- 2 through "a" in line 6 and reinstate the stricken "A"; in line 8
- 3 after "wearing" insert "eye protection and"; and strike lines 20
- 4 through 28.
- 5 2. On page 17, strike lines 1 through 8; in line 9
- 6 strike "(4)" and insert "(2)"; and in line 14 strike "(5)" and
- 7 insert "(3)".
- 8 3. In the Jensen amendment, AM1289:
- 9 a. On page 1, strike beginning with "Strike" in line 1
- 10 through "sections" in line 2 and insert "Insert the following new

- 11 section"; and
 12 b. On page 2, strike beginning with line 7 through the
 13 first period in line 10.
 14 4. Renumber the remaining sections and correct internal
 15 references accordingly.

SPEAKER BRASHEAR PRESIDING

Senator Smith offered the following motion:
 Invoke cloture on LB 70, pursuant to Rule 7, Section 10.

Senator Smith moved for a call of the house. The motion prevailed with 40 ayes, 0 nays, and 9 not voting.

Senator Smith requested a roll call vote on his motion to invoke cloture.

Voting in the affirmative, 35:

Aguilar	Cornett	Friend	Langemeier	Raikes
Baker	Cudaback	Heidemann	Louden	Redfield
Bourne	Cunningham	Hudkins	McDonald	Schrock
Brashear	Engel	Janssen	Mines	Smith
Burling	Erdman	Kopplin	Pahls	Stuhr
Combs	Fischer	Kremer	Pedersen, Dw.	Stuthman
Connealy	Flood	Landis	Pederson, D.	Wehrbein

Voting in the negative, 10:

Beutler	Chambers	Howard	Johnson	Synowiecki
Byars	Foley	Jensen	Schimek	Thompson

Present and not voting, 3:

Kruse	Preister	Price
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Excused and not voting, 1:

Brown

The Smith motion to invoke cloture prevailed with 35 ayes, 10 nays, 3 present and not voting, and 1 excused and not voting.

Senator Chambers requested a roll call vote on the Smith amendment, AM1312.

Senator Smith requested the roll call vote be taken in reverse order.

Voting in the affirmative, 28:

Aguilar	Cornett	Flood	Kruse	Schrock
Baker	Cudaback	Friend	Langemeier	Smith
Bourne	Cunningham	Heidemann	Louden	Stuhr
Brashear	Engel	Hudkins	McDonald	Stuthman
Combs	Erdman	Janssen	Mines	
Connealy	Fischer	Kremer	Raikes	

Voting in the negative, 19:

Beutler	Foley	Kopplin	Pederson, D.	Synowiecki
Burling	Howard	Landis	Preister	Thompson
Byars	Jensen	Pahls	Redfield	Wehrbein
Chambers	Johnson	Pedersen, Dw.	Schimek	

Present and not voting, 1:

Price

Excused and not voting, 1:

Brown

The Smith amendment was adopted with 28 ayes, 19 nays, 1 present and not voting, and 1 excused and not voting.

Senator Chambers requested a roll call vote on the Jensen amendment, AM1289, as amended.

Senator Smith requested the roll call vote be taken in reverse order.

Voting in the affirmative, 26:

Aguilar	Cornett	Friend	Landis	Schrock
Baker	Cudaback	Heidemann	Langemeier	Smith
Bourne	Cunningham	Hudkins	Louden	
Brashear	Erdman	Janssen	McDonald	
Combs	Fischer	Kremer	Mines	
Connealy	Flood	Kruse	Raikes	

Voting in the negative, 14:

Beutler	Engel	Pahls	Redfield	Thompson
Burling	Foley	Pedersen, Dw.	Stuthman	Wehrbein
Chambers	Kopplin	Preister	Synowiecki	

Present and not voting, 8:

Byars	Jensen	Pederson, D.	Schimek
Howard	Johnson	Price	Stuhr

Excused and not voting, 1:

Brown

The Jensen amendment, as amended, was adopted with 26 ayes, 14 nays, 8 present and not voting, and 1 excused and not voting.

Senator Smith requested a roll call vote on the advancement of the bill.

Voting in the affirmative, 27:

Aguilar	Connealy	Friend	Langemeier	Smith
Baker	Cudaback	Heidemann	Louden	Stuhr
Bourne	Cunningham	Hudkins	McDonald	Stuthman
Brashear	Erdman	Janssen	Mines	
Burling	Fischer	Kremer	Raikes	
Combs	Flood	Landis	Schrock	

Voting in the negative, 20:

Beutler	Engel	Johnson	Pederson, D.	Schimek
Byars	Foley	Kopplin	Preister	Synowiecki
Chambers	Howard	Pahls	Price	Thompson
Cornett	Jensen	Pedersen, Dw.	Redfield	Wehrbein

Present and not voting, 1:

Kruse

Excused and not voting, 1:

Brown

Advanced to E & R for review with 27 ayes, 20 nays, 1 present and not voting, and 1 excused and not voting.

The Chair declared the call raised.

LEGISLATIVE BILL 70A. Title read. Considered.

Senator Chambers offered the following motion:
Indefinitely postpone.

Pending.

RESOLUTIONS

LEGISLATIVE RESOLUTION 89. Introduced by Preister, 5.

PURPOSE: To examine incentives to stimulate development of renewable energy in Nebraska.

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

1. That the Revenue Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution and shall request input from the Natural Resources Committee of the Legislature.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 90. Introduced by Preister, 5.

PURPOSE: To examine electronic waste recycling including funding mechanisms.

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

1. That the Natural Resources Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 91. Introduced by Preister, 5.

PURPOSE: To examine environmental justice issues in Nebraska.

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

1. That the Natural Resources Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

LEGISLATIVE RESOLUTION 92. Introduced by Preister, 5.

PURPOSE: To examine the implementation of the federal confined animal feeding regulations under the National Pollutant Discharge Elimination System.

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

1. That the Natural Resources Committee of the Legislature shall be designated to conduct an interim study to carry out the purposes of this resolution.

2. That the committee shall upon the conclusion of its study make a report of its findings, together with its recommendations, to the Legislative Council or Legislature.

Referred to the Executive Board.

UNANIMOUS CONSENT - Add Cointroducer

Senator Pahls asked unanimous consent to have his name added as cointroducer to LB 117. No objections. So ordered.

AMENDMENT - Print in Journal

Senator Chambers filed the following amendment to LB 70A:
FA185

P. 2, line 9 strike "\$120,000" and insert "\$120"

VISITORS

Visitors to the Chamber were 19 fourth-grade students and teachers from Lincoln Elementary School, Norfolk.

ADJOURNMENT

At 4:21 p.m., on a motion by Speaker Brashear, the Legislature adjourned until 9:00 a.m., Tuesday, April 26, 2005.

Patrick J. O'Donnell
Clerk of the Legislature

