

**FIFTY-SECOND DAY - MARCH 25, 2011****LEGISLATIVE JOURNAL****ONE HUNDRED SECOND LEGISLATURE  
FIRST SESSION****FIFTY-SECOND DAY**

Legislative Chamber, Lincoln, Nebraska  
Friday, March 25, 2011

**PRAYER**

The prayer was offered by Senator Carlson.

**ROLL CALL**

Pursuant to adjournment, the Legislature met at 9:00 a.m., Senator Langemeier presiding.

The roll was called and all members were present except Senator Wightman who was excused; and Senators Cook, Council, B. Harr, Heidemann, Janssen, Larson, Lautenbaugh, Pirsch, and Price who were excused until they arrive.

**CORRECTIONS FOR THE JOURNAL**

The Journal for the fifty-first day was approved.

**COMMITTEE REPORTS**

Enrollment and Review

**LEGISLATIVE BILL 34.** Placed on Final Reading.  
**LEGISLATIVE BILL 105.** Placed on Final Reading.  
**LEGISLATIVE BILL 207.** Placed on Final Reading.  
**LEGISLATIVE BILL 218.** Placed on Final Reading.  
**LEGISLATIVE BILL 255.** Placed on Final Reading.  
**LEGISLATIVE BILL 259.** Placed on Final Reading.  
**LEGISLATIVE BILL 260.** Placed on Final Reading.  
**LEGISLATIVE BILL 342.** Placed on Final Reading.  
**LEGISLATIVE BILL 366.** Placed on Final Reading.

**LEGISLATIVE BILL 543.** Placed on Final Reading.

ST11

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

1. In the E & R amendments, ER42, on page 1, line 2, "testing" has been struck and "limits" inserted and "as prescribed" has been inserted after "program".

**LEGISLATIVE BILL 563.** Placed on Final Reading.

**LEGISLATIVE BILL 621.** Placed on Final Reading.

(Signed) Tyson Larson, Chairperson

## REPORTS

The following reports were received by the Legislature:

### **Auditor of Public Accounts**

Nebraska Public Employees Retirement Systems - School Employees, Judges, and State Patrol Retirement Plans - Pension Trust Funds of the State of Nebraska for the FY ended June 30, 2010

### **Investment Council**

2010 Annual Report

## REPORT OF REGISTERED LOBBYISTS

Following is a list of all lobbyists who have registered as of March 24, 2011, 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

Austin, Jordan

National Rifle Association Institute for Legislative Action (Withdrawn 03/21/2011)

Brashear, Kermit A.

Lutheran Home, The

LaSorte, Darren

National Rifle Association Institute for Legislative Action

Mueller Robak LLC

MedImmune Incorporated (Withdrawn 03/17/2011)

Svoboda, Jane

Paradise on Earth Newsletter

**GENERAL FILE**

**LEGISLATIVE BILL 84.** Senator Nordquist renewed his motion, MO24, found on page 950, to recommit to committee.

**SPEAKER FLOOD PRESIDING**

Senator Fischer offered the following motion:  
MO25

Invoke cloture pursuant to Rule 7, Section 10.

Senator Fischer moved for a call of the house. The motion prevailed with 37 ayes, 0 nays, and 12 not voting.

The Fischer motion to invoke cloture prevailed with 36 ayes, 12 nays, and 1 excused and not voting.

The Nordquist motion to recommit to committee failed with 8 ayes, 37 nays, 3 present and not voting, and 1 excused and not voting.

Committee AM385 was adopted with 38 ayes, 8 nays, 2 present and not voting, and 1 excused and not voting.

Senator Nordquist requested a record vote on the advancement of the bill.

Voting in the affirmative, 32:

Ashford	Cornett	Harms	Lautenbaugh	Price
Avery	Fischer	Harr, B.	Louden	Schilz
Brasch	Flood	Janssen	McCoy	Smith
Campbell	Fulton	Karpisek	Nelson	Sullivan
Carlson	Gloor	Krist	Pahls	
Christensen	Hadley	Langemeier	Pankonin	
Coash	Hansen	Larson	Pirsch	

Voting in the negative, 8:

Cook	Haar, K.	Lathrop	Mello
Council	Howard	McGill	Nordquist

Present and not voting, 8:

Adams	Conrad	Heidemann	Utter
Bloomfield	Dubas	Schumacher	Wallman

Excused and not voting, 1:

Wightman

Advanced to Enrollment and Review Initial with 32 ayes, 8 nays, 8 present and not voting, and 1 excused and not voting.

The Chair declared the call raised.

### COMMITTEE REPORT

Judiciary

**LEGISLATIVE BILL 310.** Placed on General File with amendment.  
AM965

- 1 1. Strike original section 4.
- 2 2. On page 2, lines 19 through 25; page 3, lines 16
- 3 through 19; and page 9, lines 11 through 17, strike the new matter.
- 4 3. Renumber the remaining section and correct the
- 5 repealer section accordingly.

(Signed) Brad Ashford, Chairperson

### COMMITTEE REPORTS

Enrollment and Review

**LEGISLATIVE BILL 509.** Placed on Select File with amendment.  
ER60 is available in the Bill Room.

**LEGISLATIVE BILL 698.** Placed on Select File with amendment.  
ER58

- 1 1. Strike the original sections and all amendments
- 2 thereto and insert the following new sections:
- 3 Section 1. Section 66-1214, Reissue Revised Statutes of
- 4 Nebraska, is amended to read:
- 5 66-1214 ~~Commencing January 1, 1986, motor~~ Motor fuel
- 6 dispensers shall be labeled on both faces with the product identity
- 7 using the most descriptive terms commercially practicable. In
- 8 addition, all alcohol-blended fuel dispensers shall have a label
- 9 stating: With or containing ethanol, methanol, or ethanol and
- 10 methanol or with similar wording if the motor fuel being dispensed
- 11 contains ~~one-eleven~~ percent or more by volume of alcohol. Any
- 12 person who owns or controls such a motor fuel dispenser and does
- 13 not attach the notice required by this section shall be guilty of
- 14 an infraction.
- 15 Sec. 2. Section 89-186, Reissue Revised Statutes of
- 16 Nebraska, is amended to read:
- 17 89-186 (1) The Legislature hereby adopts by reference the
- 18 following:
- 19 (a) The standards of the National Conference on Weights
- 20 and Measures published in National Institute of Standards and
- 21 Technology Handbook 44 entitled Specifications, Tolerances, and
- 22 Other Technical Requirements for Weighing and Measuring Devices as
- 23 it existed on January 1, 2003, except Section 3.31. Vehicle - Tank

1 meters. UR.2.2. Ticket Printers; Customer Ticket, Section 2.20.  
 2 Scales, N.3. Minimum Test Weights and Test Loads; and Table 4, are  
 3 not adopted. In addition to the language found in Section 3.30.  
 4 Liquid-Measuring Devices, S.1.6.4., S.1.6.5., UR.3.2., and UR.3.3.  
 5 of such handbook, any computing device in which a product or grade  
 6 is offered for sale at more than one unit price may also compute  
 7 at the lowest possible unit price for such transaction. All prices  
 8 shall still be displayed or posted on the face of the dispenser.  
 9 Such handbook shall govern all commercial and law enforcement  
 10 weighing and measuring devices in the state;

11 (b) The Uniform Regulation for the Method of Sale of  
 12 Commodities of the National Conference on Weights and Measures  
 13 published in National Institute of Standards and Technology  
 14 Handbook 130 entitled Uniform Laws and Regulations as it existed  
 15 on January 1, 2003, except section 2.20.1. Such handbook shall be  
 16 used to determine the proper units of measurement to be used in the  
 17 keeping for sale or sale of commodities;

18 (c) The Uniform Packaging and Labeling Regulation of the  
 19 National Conference on Weights and Measures published in National  
 20 Institute of Standards and Technology Handbook 130 entitled Uniform  
 21 Laws and Regulations as it existed on January 1, 2003. Such  
 22 handbook shall govern the packaging and labeling by weight,  
 23 measure, or count of commodities kept for sale or sold in this  
 24 state; and

25 (d) The procedures designated in National Institute of  
 26 Standards and Technology Handbook 133 entitled Checking the Net  
 27 Contents of Packaged Goods as it existed on January 1, 2003.

1 (2) Copies of the handbooks adopted by reference in this  
 2 section shall be filed with the Secretary of State, Clerk of the  
 3 Legislature, and Department of Agriculture.

4 (3) Whenever there exists an inconsistency between the  
 5 provisions of the Weights and Measures Act other than this section  
 6 and any of the handbooks adopted by reference, the requirements of  
 7 such provisions of the act shall control.

8 Sec. 3. Original sections 66-1214 and 89-186, Reissue  
 9 Revised Statutes of Nebraska, are repealed.

10 2. On page 1, line 3, strike "eliminate" and insert  
 11 "change" and after the semicolon insert "to harmonize provisions;"

**LEGISLATIVE BILL 388.** Placed on Select File with amendment.  
 ER59

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

3 Section 1. Sections 1 to 8 of this act shall be known and  
 4 may be cited as the Site and Building Development Act.

5 Sec. 2. The Legislature finds that current economic  
 6 conditions, lack of available industrial sites and buildings, and  
 7 declining resources at all levels of government adversely affect  
 8 the ability of Nebraska's cities and villages to obtain viable

9 industrial sites on which to build businesses, obtain buildings,  
10 and create jobs. Lack of industrial sites and buildings also  
11 affects the ability of communities to maintain and develop stable  
12 and growth-prone economies.

13 Furthermore, the Legislature finds that Nebraska is at  
14 a competitive disadvantage for business development relative to  
15 other states in the nation due to a lack of appropriately sized  
16 industrial sites and buildings available for business relocations  
17 to Nebraska and expansions. The future of investment and jobs  
18 in Nebraska will suffer should the state continue to ignore this  
19 challenge.

20 To enhance the economic development of the state and to  
21 provide for the general prosperity of all of Nebraska's citizens,  
22 it is in the public interest to assist in the provision of  
23 industrial-ready sites and buildings in all areas of the state.

1 The establishment of the Site and Building Development Fund will  
2 assist in creating conditions favorable to meeting the industrial  
3 readiness of the state.

4 Sec. 3. The Site and Building Development Fund is  
5 created. The fund shall receive money pursuant to section 76-903  
6 and may include revenue from appropriations from the Legislature,  
7 grants, private contributions, repayment of loans, and all other  
8 sources. The Department of Economic Development, as part of its  
9 comprehensive business development strategy, shall administer the  
10 fund.

11 The State Treasurer shall transfer one million dollars  
12 from the Affordable Housing Trust Fund to the Site and Building  
13 Development Fund on or after January 1, 2012, but no later than  
14 January 10, 2012.

15 The State Treasurer shall transfer one million dollars  
16 from the Affordable Housing Trust Fund to the Site and Building  
17 Development Fund on or after January 1, 2013, but no later than  
18 January 10, 2013.

19 Sec. 4. The Department of Economic Development shall use  
20 the Site and Building Development Fund to finance loans, grants,  
21 subsidies, credit enhancements, and other financial assistance for  
22 industrial site and building development and for expenses of the  
23 department as appropriated by the Legislature for administering the  
24 fund. The following activities are eligible for assistance from the  
25 fund:

26 (1) Grants or zero-interest loans to villages, cities, or  
27 counties to acquire land, infuse infrastructure, or otherwise make  
1 large sites and buildings ready for industrial development;

2 (2) Matching funds for new construction, rehabilitation,  
3 or acquisition of land and buildings to assist villages, cities,  
4 and counties;

5 (3) Technical assistance, design and finance services,  
6 and consultation for villages, cities, and counties for the  
7 creation of industrial-ready sites and buildings;

8 (4) Loan guarantees for eligible projects;

9 (5) Projects making industrial-ready sites and buildings  
10 more accessible to business and industry; and

11 (6) Infrastructure projects necessary for the development  
12 of industrial-ready sites and buildings.

13 Sec. 5. Governmental subdivisions and Nebraska nonprofit  
14 organizations are eligible to receive assistance under the Site  
15 and Building Development Act. Any entity receiving assistance under  
16 the act shall provide, or cause to be provided, matching funds for  
17 the eligible activity in an amount determined by the Department  
18 of Economic Development, which amount shall be at least equal to  
19 one hundred percent of the amount of assistance provided by the  
20 Site and Building Development Fund. Nothing in the act shall be  
21 construed to allow individuals or businesses to receive direct  
22 loans from the fund.

23 Sec. 6. (1) During each calendar year in which funds  
24 are available from the Site and Building Development Fund for  
25 use by the Department of Economic Development, the department  
26 shall allocate a specific amount of funds, not less than forty  
27 percent, to nonmetropolitan areas. For purposes of this section,  
1 nonmetropolitan areas means counties with fewer than one hundred  
2 thousand inhabitants according to the most recent federal decennial  
3 census. In selecting projects to receive fund assistance, the  
4 department shall develop a qualified action plan by January 1  
5 of each even-numbered year. The plan shall give first priority  
6 to financially viable projects that have an agreement with a  
7 business that will locate a site within ninety days of the signed  
8 agreement. The plan shall set forth selection criteria to be  
9 used to determine priorities of the fund which are appropriate  
10 to local conditions, including the community's immediate need for  
11 site and building development, proposed increases in jobs and  
12 investment, private dollars leveraged, level of local government  
13 support and participation, and repayment, in part or in whole,  
14 of financial assistance awarded by the fund. The Director of  
15 Economic Development, in consultation with the Economic Development  
16 Commission, shall submit the plan to the Governor for approval.

17 (2) The department shall fund in order of priority as  
18 many applications as will utilize available funds less actual  
19 administrative costs of the department in administering the  
20 program. In administering the program the department may contract  
21 for services or directly provide funds to other governmental  
22 entities or instrumentalities.

23 Sec. 7. The Department of Economic Development, in  
24 consultation with the Economic Development Commission, shall adopt  
25 and promulgate rules and regulations to carry out the Site and  
26 Building Development Act.

27 Sec. 8. The Department of Economic Development shall  
1 submit an annual report regarding the Site and Building Development  
2 Act to the Legislature no later than July 1 of each year beginning

3 July 1, 2012. The report shall contain no information that is  
4 protected by state or federal confidentiality laws.

5 Sec. 9. Section 58-702, Reissue Revised Statutes of  
6 Nebraska, is amended to read:

7 58-702 The Legislature finds that current economic  
8 conditions, lack of available affordable housing, federal housing  
9 policies that have placed an increasing burden on the state, and  
10 declining resources at all levels of government adversely affect  
11 the ability of Nebraska's citizens to obtain safe, decent, and  
12 affordable housing. Lack of affordable housing also affects the  
13 ability of communities to maintain and develop viable and stable  
14 economies.

15 Furthermore, the Legislature finds that impediments exist  
16 to the construction and rehabilitation of affordable housing.  
17 Local codes and state statutes have an important effect on  
18 housing's affordability by placing increased costs on developers.  
19 Financing affordable housing, especially in rural areas and smaller  
20 communities, is becoming increasingly difficult. In addition,  
21 existing dilapidated housing stock and industrial buildings are  
22 detrimental to new affordable housing development and the general  
23 health and safety of people living and working in or around such  
24 places. An affordable housing trust fund would assist all Nebraska  
25 communities in financing affordable housing projects and other  
26 projects which make the community safer for residents.

27 To enhance the economic development of the state and to  
1 provide for the general prosperity of all of Nebraska's citizens,  
2 it is in the public interest to assist in the provision of safe,  
3 decent, and affordable housing in all areas of the state. The  
4 establishment of the Nebraska Affordable Housing Act will assist  
5 in creating conditions favorable to meeting the affordable housing  
6 needs of the state.

7 Sec. 10. Section 58-703, Reissue Revised Statutes of  
8 Nebraska, is amended to read:

9 58-703 The Affordable Housing Trust Fund is created. The  
10 fund shall receive money pursuant to sections 8-1120 and 76-903  
11 and may include revenue from sources recommended by the housing  
12 advisory committee established in section 58-704, appropriations  
13 from the Legislature, grants, private contributions, repayment of  
14 loans, and all other sources, except that before appropriations  
15 from the General Fund may be used as a revenue source for the  
16 Affordable Housing Trust Fund or for administrative costs of the  
17 Department of Economic Development in administering the fund, such  
18 use must be specifically authorized by a separate legislative bill  
19 passed in a legislative session subsequent to the Ninety-fourth  
20 Legislature, Second Session, 1996. Any initial appropriation from  
21 the General Fund which is used as a revenue source for the  
22 Affordable Housing Trust Fund or for administrative costs shall be  
23 in an appropriations bill which does not contain appropriations for  
24 other programs. The department as part of its comprehensive housing



25 affordability strategy shall administer the Affordable Housing  
26 Trust Fund.

27 Transfers may be made from the Affordable Housing Trust  
1 Fund to the General Fund, ~~and the Behavioral Health Services Fund,~~  
2 and the Site and Building Development Fund at the direction of  
3 the Legislature. ~~The State Treasurer shall make transfers from the~~  
4 ~~Affordable Housing Trust Fund to the General Fund according to the~~  
5 ~~following schedule: (1) \$1,500,000 on or after July 1, 2005, but no~~  
6 ~~later than July 10, 2005; and (2) \$1,500,000 on or after July 1,~~  
7 ~~2006, but no later than July 10, 2006. The State Treasurer shall~~  
8 ~~transfer \$2,000,000 from the Affordable Housing Trust Fund to the~~  
9 ~~Behavioral Health Services Fund on or after July 1, 2005, but not~~  
10 ~~later than July 10, 2005.~~

11 Sec. 11. Section 58-706, Reissue Revised Statutes of  
12 Nebraska, is amended to read:

13 58-706 The following activities are eligible for  
14 assistance from the Affordable Housing Trust Fund:

15 (1) New construction, rehabilitation, or acquisition of  
16 housing to assist low-income and very low-income families;

17 (2) Matching funds for new construction, rehabilitation,  
18 or acquisition of housing units to assist low-income and very  
19 low-income families;

20 (3) Technical assistance, design and finance  
21 services, and consultation for eligible nonprofit community  
22 or neighborhood-based organizations involved in the creation of  
23 affordable housing;

24 (4) Matching funds for operating costs for housing  
25 assistance groups or organizations when such grant or loan  
26 will substantially increase the recipient's ability to produce  
27 affordable housing;

1 (5) Mortgage insurance guarantees for eligible projects;

2 (6) Acquisition of housing units for the purpose of  
3 preservation of housing to assist low-income or very low-income  
4 families;

5 (7) Projects making affordable housing more accessible to  
6 families with elderly members or members who have disabilities;

7 (8) Projects providing housing in areas determined by the  
8 Department of Economic Development to be of critical importance for  
9 the continued economic development and economic well-being of the  
10 community and where, as determined by the department, a shortage of  
11 affordable housing exists;

12 (9) Infrastructure projects necessary for the development  
13 of affordable housing;

14 (10) Downpayment and closing cost assistance; ~~and~~

15 (11) Demolition of existing vacant, condemned, or  
16 obsolete housing or industrial buildings or infrastructure; and

17 ~~(11)-(12)~~ Housing education programs developed in  
18 conjunction with affordable housing projects. The education  
19 programs must be directed toward:

- 20 (a) Preparing potential home buyers to purchase  
 21 affordable housing and postpurchase education;  
 22 (b) Target audiences eligible to utilize the services of  
 23 housing assistance groups or organizations; and  
 24 (c) Developers interested in the rehabilitation,  
 25 acquisition, or construction of affordable housing.

26 Sec. 12. Section 76-903, Reissue Revised Statutes of  
 27 Nebraska, is amended to read:

1 76-903 The Tax Commissioner shall design such stamps in  
 2 such denominations as in his or her judgment will be the most  
 3 advantageous to all persons concerned. When any deed subject to  
 4 the tax imposed by section 76-901 is offered for recordation, the  
 5 register of deeds shall ascertain and compute the amount of the  
 6 tax due thereon and shall collect such amount as a prerequisite  
 7 to acceptance of the deed for recordation. If a dispute arises  
 8 concerning the taxability of the transfer, the register of deeds  
 9 shall not record the deed until the disputed tax is paid. If  
 10 a disputed tax has been paid, the taxpayer may file for a  
 11 refund pursuant to section 76-908. The taxpayer may also seek a  
 12 declaratory ruling pursuant to rules and regulations adopted and  
 13 promulgated by the Department of Revenue. From each two dollars  
 14 and twenty-five cents of tax collected pursuant to section 76-901,  
 15 the register of deeds shall retain fifty cents to be placed in  
 16 the county general fund and shall remit the balance to the State  
 17 Treasurer who shall credit ~~one dollar and twenty-nine~~ twenty-five  
 18 cents of such amount to the Affordable Housing Trust Fund, twenty-five  
 19 cents of such amount to the Site and Building Development Fund,  
 20 twenty-five cents of such amount to the Homeless Shelter Assistance  
 21 Trust Fund, and thirty cents of such amount to the Behavioral  
 22 Health Services Fund.

23 Sec. 13. This act becomes operative on October 1, 2011.

24 Sec. 14. Original sections 58-702, 58-703, 58-706, and  
 25 76-903, Reissue Revised Statutes of Nebraska, are repealed.

**LEGISLATIVE BILL 388A.** Placed on Select File.

**LEGISLATIVE BILL 606.** Placed on Select File.

**LEGISLATIVE BILL 283.** Placed on Select File with amendment.  
 ER62 is available in the Bill Room.

**LEGISLATIVE BILL 407.** Placed on Select File with amendment.  
 ER61 is available in the Bill Room.

(Signed) Tyson Larson, Chairperson

**RESOLUTION****LEGISLATIVE RESOLUTION 142.** Introduced by Pankonin, 2.

WHEREAS, Lourdes Central Catholic High School in Nebraska City won the 2011 Nebraska Academic Decathlon State Championship in the small-school division; and

WHEREAS, to encourage academic versatility, the Academic Decathlon requires participants to prepare for ten academic events, which focus on a different theme each year; and

WHEREAS, many community members and school faculty helped students prepare for and practice speeches, interviewing skills, and essay writing; and

WHEREAS, the Academic Decathlon was founded in 1981 and has come to be recognized as the most prestigious high school academic team competition in the United States; and

WHEREAS, the team from Lourdes Central Catholic High School has qualified every year to compete at the state level since the team's inception at the school sixteen years ago; and

WHEREAS, for the past nine years, the team from Lourdes Central Catholic High School has been the state champion seven times and the runner-up twice; and

WHEREAS, over the years, students from Lourdes Central Catholic High School have been awarded over forty thousand dollars for their efforts.

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

1. That the Legislature congratulates the Lourdes Central Catholic High School Academic Decathlon team and its coaches, Diana Harris, Mary Ann Liesemeyer, and Molley Reuland, on winning the 2011 Nebraska Academic Decathlon State Championship in the small-school division.

2. That a copy of this resolution be sent to the Lourdes Central Catholic High School Academic Decathlon team and its coaches, Diana Harris, Mary Ann Liesemeyer, and Molley Reuland.

Laid over.

**AMENDMENTS - Print in Journal**

Senator Mello filed the following amendment to LB84:

AM980

(Amendments to Standing Committee amendments, AM385)

- 1 1. Insert the following new amendments:
- 2 1. Strike section 6 and insert the following new section:
- 3 Sec. 6. Section 77-4602, Reissue Revised Statutes of
- 4 Nebraska, is amended to read:
- 5 77-4602 (1) Within fifteen days after the end of each
- 6 month, the Tax Commissioner shall provide a public statement of
- 7 actual General Fund net receipts and a comparison of such actual

8 net receipts to the monthly estimate certified pursuant to section  
9 77-4601.

10 (2) Within fifteen days after the end of each fiscal  
11 year, the public statement shall also include a summary of actual  
12 General Fund net receipts and estimated General Fund net receipts  
13 for the fiscal year.

14 (3) If the actual General Fund net receipts for the  
15 fiscal year as reported in subsection (2) of this section exceed  
16 estimated receipts for the fiscal year, the Tax Commissioner shall  
17 immediately certify to the director such excess amount. The State  
18 Treasurer shall immediately transfer an amount equal to one-half of  
19 such excess amount from the General Fund to the Cash Reserve Fund  
20 and one-half of such excess amount from the General Fund to the  
21 State Highway Capital Improvement Fund upon certification by the  
22 director of such excess amount.

1 2. On page 2, line 16; and page 3, lines 9 and 14, strike  
2 "77-27,132" and insert "77-4602".

3 4. On page 13, lines 12 and 13, strike the new matter.

4 5. On page 17, line 15, strike "77-27,132" and insert  
5 "77-4602".

Senator Council filed the following amendment to LB84:  
AM968

(Amendments to AM940)

1 1. Strike sections 6 and 7 and insert the following new  
2 section:

3 Sec. 6. Since an emergency exists, this act takes effect  
4 when passed and approved according to law.

5 2. On page 1, strike beginning with "The" in line 18  
6 through line 20 and insert "The State Treasurer shall transfer all  
7 funds appropriated or transferred to the Property Tax Credit Cash  
8 Fund to the State Highway Capital Improvement Fund each fiscal year  
9 beginning with fiscal year 2011-12.".

10 3. On page 2, lines 8 and 12 and 13 strike "pursuant to  
11 section 77-27,132".

### SPEAKER'S ANNOUNCEMENT

Pursuant to Rule 4, Section 8, LR141 was referred to the Reference  
Committee.

### VISITORS

Visitors to the Chamber were 4 twelfth-grade students and teacher from  
Sutherland; Reverend Dr. Selwyn Bachus from Omaha; 38 fourth-grade  
students, teachers, and sponsors from Springfield; and Mr. and Mrs. Jim  
Dickman and Zach, Colby, and Sawyer Dickman from Sidney.

**ADJOURNMENT**

At 11:36 a.m., on a motion by Senator Heidemann, the Legislature adjourned until 10:00 a.m., Monday, March 28, 2011.

Patrick J. O'Donnell  
Clerk of the Legislature

